Rhonda Jane Cloud (CONS/PE)

Perkins, Jan T. (for Conservator Stephen Ronald Cloud)

(1) Verified Sixth and Final Account and Report of Conservator of the Person and Estate of Conservatee and (2) Petition for Discharge of Conservator on Final Account (Prob. C. 2620)

STEPHEN RONALD CLOUD, brother and Conservator of the Person and Estate, is Petitioner. Mr. Cloud was originally appointed on 5-14-92 as a Co-Conservator with his father. After his father's death, he continued as sole Successor Conservator.    Aff.Sub.Wif.	
appointed on 5-14-92 as a Co-Conservator with his father. After his father's death, he continued as sole Successor Conservator.  Aff.Sub.Wit.  Verified Beginning POH: \$6,161,806.23 Beginning POH: \$5,546,697.65 Inventory Indian POH: \$5,546,697.65 Inding POH: \$5,546,697.65 Sp.Ntc. Pers.Serv. Conf. Screen Letters Duties/Supp Objections Video Receipt CI Report Sp. 202  Aff. Pub. CI Report Receipt CI Report Sp. 202  Aff. Pub. Conf. Screen CI Report CI Report CI Report Conservator with his father. After his father's death, he continued as sole Successor Conservator with his father. After his father's death, he continued as sole Successor Conservator. After his father's death, he continued as sole Successor Conservator. After his father's death, he continued as sole Successor Conservator. After his father's death, he continued as sole Successor of the estate in 06CEPR0768 See Page 14 (Status hearing)  1. The Court may require not to the following interested parties: - Steven Cloud, Jr Ryan Cloud - Joanne Sanoian (attorne for Steven Cloud, Jr.)  Possible Patient Proposition  See Page 14 (Status hearing)  1. The Court may require not to the following interested parties: - Steven Cloud, Jr Steven Cloud, Jr Sp. Ntc	
After his father's death, he continued as sole Successor Conservator.  Affi.Sub.Wift.  Verified  Inventory  PTC  Notice of Hrg  Account period: 4-20-04 through 9-30-12  Aff.Mail  Pers.Serv.  Conf. Screen  Duties/Supp  Objections  Video Receipt  P1C  Actin period: 4-20-04 through 9-30-12  Account period: 4-20-04 through 9-30-12  Accounting: \$8,568,524,54  Beginning POH: \$5,546,697.65  Ending POH: \$5,505,118.00)  Ending POH: \$5,505,118.00)  Ending POH: \$5,005,975.10  (\$1,961,471.54 cash plus non-cash assets including notes receivable, business shares, partnership interests, debt instruments, real property, accrued income, and retirement accounts.)  Petitioner prays that:  1. Notice of hearing of this Account, Report and Petition be given as required by law;	
Aff.Sub.Wit.  Aff.Sub.Wit.  Verified  Inventory  PTC  Not.Cred.  Notice of Hrg  Aff.Mail  Aff.Pub.  Sp.Ntc.  Pers.Serv.  Conf. Screen  Letters  Duties/Supp  Objections  Video Receipt  Video Receipt  Video Receipt  P202  Aff.Sub.Wit.  Aff.Sub.Wit.  Account period: 6-30-02 through 4-19-04  Accounting: \$6,161,806.23  Beginning POH: \$2,578,039.04  Ending POH: \$6,651,121.65  (Less Liabilities: \$1,104,424.00)  Ending POH: \$5,546,697.65  Ending POH: \$5,546,697.65  Ending POH: \$5,546,697.65  Ending POH: \$5,505,975.10  (\$1,961,471.54 cash plus non-cash assets including notes receivable, business shares, partnership interests, debt instruments, real property, accrued income, and retirement accounts.)  Petitioner prays that:  1. Notice of hearing of this Account, Report and Petition be given as required by law;	or
Account period: 6-30-02 through 4-19-04 Accounting: \$6,161,806.23 Beginning POH: \$2,578,039.04 Ending POH: \$6,651,121.65 [Less Liabilities: \$1,104,424.00) Ending POH: \$5,546,697.65  Account period: 4-20-04 through 9-30-12 Accounting: \$8,568,524.54 Beginning POH: \$5,546,697.65 Sp.Ntc.   Pers.Serv.   Ending POH: \$5,505,718.00) Ending POH: \$5,505,718.00) Ending POH: \$5,005,975.10 [\$1,961,471.54 cash plus non-cash assets including notes receivable, business shares, partnership interests, debt instruments, real property, accrued income, and retirement accounts.)  Pittioner prays that:  CI Report   Notice of hearing of this Account, Report and Petition be given as required by law;	,
Aff.Sub.Wit.  Verified Inventory PTC Not.Cred. Vaff.Mail Aff.Pub. Sp.Ntc. Sp.Ntc. Conf. Screen Letters Duties/Supp Objections Video Receipt CI Report  CI Report  Account period: 6-30-02 through 4-19-04 Account period: 6-30-02 through 4-19-04 Account period: 4-30-02 through 4-19-04 Account period: 4-20-04 Account period: 4-20-04 Account period: 4-20-04 through 9-30-12 Accounting: \$8,568,524.54 Beginning POH: \$5,546,697.65 Sp.Ntc. Conf. Screen (\$1,961,471.54 cash plus non-cash assets including notes receivable, business shares, partnership interests, debt instruments, real property, accrued income, and retirement accounts.)  Petitioner prays that:  1. Notice of hearing of this Account, Report and Petition be given as required by law;	
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Inventory	се
PTC   (Less Liabilities: \$1,104,424.00)   Ending POH: \$5,546,697.65     Notice of Hrg	
Not.Cred.   Ending POH: \$5,546,697.65     V Notice of Hrg   Account period: 4-20-04 through 9-30-12     V Aff.Mail   W Aff.Pub.   Beginning POH: \$5,546,697.65     Sp.Ntc.   Fers.Serv.   Ending POH: \$6,511,093.10 (Less Liabilities: \$1,505,118.00)     Conf. Screen   Letters   Duties/Supp   Objections     Video	
Notice of Hrg  Notice of Hrg  Account period: 4-20-04 through 9-30-12  Accounting: \$8,568,524.54  Beginning POH: \$5,546,697.65  Sp.Ntc.  Pers.Serv.  Conf. Screen  Letters  Duties/Supp  Objections  Video Receipt  CI Report  Police of Hrg  Account period: 4-20-04 through 9-30-12  Accounting: \$8,568,524.54  Beginning POH: \$5,546,697.65  Ending POH: \$5,546,697.65  Ending POH: \$5,505,118.00)  Ending POH: \$5,005,975.10  (\$1,961,471.54 cash plus non-cash assets including notes receivable, business shares, partnership interests, debt instruments, real property, accrued income, and retirement accounts.)  Petitioner prays that:  1. Notice of hearing of this Account, Report and Petition be given as required by law;	
Aff.Mail   w   Aff.Pub.   Beginning POH: \$5,546,697.65	,
Aff. Mail   W   Aff. Pub.   Beginning POH: \$5,546,697.65   Sp.Ntc.   Conf. Screen   Letters   Duties/Supp   Duties/Supp   Dobjections   Video Receipt   CI Report   CI Report   CI Report   Receipt   CI Report   CI Report	
Sp.Ntc.   Ending POH: \$6,511,093.10     Conf. Screen   (Less Liabilities: \$1,505,118.00)     Letters   Ending POH: \$5,005,975.10     (\$1,961,471.54 cash plus non-cash assets including notes receivable, business shares, partnership interests, debt instruments, real property, accrued income, and retirement accounts.)   Video   Receipt   Petitioner prays that:   1. Notice of hearing of this Account, Report and Petition be given as required by law;	
Conf. Screen   (Less Liabilities: \$1,505,118.00)     Letters   Ending POH: \$5,005,975.10     (\$1,961,471.54 cash plus non-cash assets including notes receivable, business shares, partnership interests, debt instruments, real property, accrued income, and retirement accounts.)   Video   Receipt   Petitioner prays that:   1. Notice of hearing of this Account, Report and Petition be given as required by law;	
Conf. Screen   Ending POH: \$5,005,975.10     Letters   (\$1,961,471.54 cash plus non-cash assets including notes receivable, business shares, partnership interests, debt instruments, real property, accrued income, and retirement accounts.)   Video Receipt   Petitioner prays that:   1. Notice of hearing of this Account, Report and Petition be given as required by law;	
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Duties/Supp   receivable, business shares, partnership interests, debt instruments, real property, accrued income, and retirement accounts.)   Video   Receipt   Petitioner prays that:   1. Notice of hearing of this Account, Report and Petition be given as required by law;	
Duttes/Supp   instruments, real property, accrued income, and retirement accounts.)   Video   Receipt   Petitioner prays that:   CI Report   1. Notice of hearing of this Account, Report and Petition be given as required by law;	
Objections   retirement accounts.)   Video   Receipt   Petitioner prays that:   CI Report   1. Notice of hearing of this Account, Report and Petition   be given as required by law;	
Video   Receipt   Petitioner prays that:   CI Report   1. Notice of hearing of this Account, Report and Petition   be given as required by law;	
Receipt   Petitioner prays that:   CI Report   1. Notice of hearing of this Account, Report and Petition be given as required by law;	
9202 be given as required by law;	
9202 be given as required by law;	
2. That the Court make an Order allowing and settling	
Aff. Posting the account and report of the Conservator in all Reviewed by: skc	
Status Rpt respects as filed; Reviewed on: 12-7-12	$\dashv$
UCCJEA  3. The Court authorize Petitioner to repay from the Updates:	_
Citation Conservatorship Estate to the trustee of the Stephen Recommendation:	
FTB Notice Ronald Cloud, Jr., and Ryan John Cloud Irrevocable File 1 - Cloud	$\dashv$
Trusts the sum of \$1,505,118.00, which represents the	
amount of Estate Taxes paid by the above-mentioned	
Trusts for the benefit of the Conservatee;	
4. The Court authorize and direct the Conservator to deliver the property remaining in his possession to	
himself as Executor of the Estate of Rhonda Jane	
Cloud, and that on delivering the property and filing	
Petition for Final Discharge, together with proper	
receipts, the Conservator of the Person and Estate be	
discharged and surety on any bond be discharged;	
and	
5. Other relief be granted that the Court considers	
proper.	
SEE ADDITIONAL PAGES	
-	

## 1 Rhonda Jane Cloud (CONS/PE)

Case No. 0458379

#### Page 2

#### **Petitioner states:**

- Conservatee was Petitioner's sister and the last survivor of Petitioner's family. After her death, Petitioner became despondent and was not able to address the myriad of details associated with the termination of the conservatorship and the probate of the Conservatee's estate.
- At hearing on the accounting on 3-8-11, Attorney Janet Wright appeared on behalf of Mrs. Elaine Cloud and
  informed the Court that her client had filed for legal separation from Petitioner and Mrs. Cloud wanted to be
  sure that Petitioner was not waiving certain rights to monies owed by the conservatorship estate to Petitioner.
  (He has not.)
- At a subsequent hearing, Attorney Joanne Sanoian appeared on behalf of Steven Cloud, Jr., who is a beneficiary of the probate estate, and stated that her client might retain a forensic accountant in this matter.
- Due to Petitioner's pending divorce proceedings, and the result of the work of a forensic accountant in that matter, continuance was granted because such work might answer some of Steven Cloud, Jr.'s questions.
- Because the additional information from other sources developed slowly, on 6-21-12, the Court dismissed the
  accounting petition with instructions to re-file. Petitioner has now incorporated the information which was made
  available from review of information in the family law proceeding.
- Since Conservatee's death (DOD: 4-19-04), Petitioner has used his own funds to pay expenses of the estate.
- During the existence of the conservatorship estate, it was common practice for the conservators to directly pay
  the obligations of the conservatorship estate with the expectation of repayment. In addition, the trustee of
  certain irrevocable trusts created FBO the Conservatee's nephews, who are the ultimate beneficiaries of the
  conservatorship estate, advanced the Conservatorship Estate monies to pay the state and federal taxes due at
  the Conservatee's death.
- To the best of Petitioner's knowledge, all intra-family transactions are accounted for in this accounting. Many of these transactions occurred prior to the Conservatee's death. As a result, the Conservatorship Estate consists of monies payable to the Conservatorship Estate by Petitioner and by closely held businesses of which Conservatee was a co-owner or co-shareholder. These monies payable are set forth in Schedule E on Exhibit B. In addition, there is an obligation that the Conservatorship Estate owes to the irrevocable trusts for the nephews.
- The beneficiaries of the Conservatee's probate estate will be two testamentary trusts created under the Conservatee's will. This Final Account shows distribution of approx. \$1,779,985.14 to the trustee of the trusts, which was made in part to repay the trusts for the monies the trusts advanced to pay the Conservatee's estate taxes. On or about 6-27-11, the trustee returned the distributions.
- Petitioner has filed a corrected I&A in this Conservatorship Estate matter, removing an asset that was mistakenly
  included twice on prior inventories.
- Petitioner was appointed Executor of the Estate of Rhonda Jane Cloud on 8-29-06 in 06CEPR00786.

Josephine Canales (Estate)
LeVan, Nancy J. (for Petitioner Antonette Fregoso)

(1) Report of Administrator, (2) Petition for Distribution Upon Waiver of Account and (3) Allowance of Fees for Attorney

Administrator, is petitioner.  Accounting is waived.  Cont. from 091712, 110112  Aff.Sub.Wit.   Verified   Ver	DOD: 1/26/2004	ANTONETTE FREGO	•	NEEDS/PROBLEMS/COMMENTS:
Cont. from 091712, 110112    Aff.Sub.Wift.   Verified   Administrator - Waives   Administrator - Waives   Administrator - Waives   Administrator - Waives   Athomey - S4,099.00   Administrator - Waives   Athomey - S4,099.00   Administrator - Waives   Athomey Arroyo would be entitled to a portion of the statutory attomey fees.   2. Need proof of service of the Notice of Hearing on Cynthia Arroyo pursuant to \$10814   Athomey Arroyo would be entitled to a portion of the statutory attomey fees.   2. Need proof of service of the Notice of Hearing on Cynthia Arroyo pursuant to California Rule of Court 7.704(b).   3. Need allowance or rejection of Creditor's Claim of Employment Development Department in the amount of \$444,816.51 filled on 1/8/2007. California Rules of Court 7.401.   4. This waiver of account does not include information required by California Rules of Court 7.50.   (1) Creditor's claims   (2) Sales purchases, or exchanges of assets   (3) Changes in the form of assets   (9) Calculation of fees or commissions as described in rule 7.705.   (2) Report   Very 202   Very 202   Very 202   Very 202   Very 202   Very 203   Aff. Posting   Satus Rpt   UCCJEA   Citation   Reviewed by: KT   Reviewed on: 12/6/12   UCCJEA   Citation   Recommendation:   Recom		Administrator, is pe	titioner.	
110112   18. A - \$264,250.00   FOH - \$1,500.00     Aff.Sub.Wit.   Verified   Administrator -   Administrator -   Administrator -   Administrator -   Administrator -   S4,099.00     Aff.Nub.   Aff.Nub.   Aff.Pub.   Sp.Ntc.   Pers.Serv.     Conf. Screen   Letters   6/15/04     Duties/Supp   Objections   Video Receipt   Cl Report		Accounting is waived.		
<ul> <li>✓ Verified</li> <li>✓ Inventory</li> <li>✓ PTC</li> <li>✓ Not.Cred.</li> <li>✓ Not.Cred.</li> <li>✓ Notice of Hrg</li> <li>✓ Aff.Mail</li> <li>Aff.Pub.</li> <li>Sp.Ntc.</li> <li>Pers.Serv.</li> <li>Conf. Screen</li> <li>✓ Letters 6/15/04</li> <li>Dutles/Supp</li> <li>Objections</li> <li>Video Receipt</li> <li>CI Report</li> <li>✓ P202</li> <li>✓ Order</li> <li>Aff. Posting</li> <li>Status Rpt</li> <li>UCC.JEA</li> <li>Citation</li> <li>Aff. Posting</li> <li>Status Rpt</li> <li>UCC.JEA</li> <li>Citation</li> <li>Administrator - waives</li> <li>Administrator</li> <li>Administrator - waives</li> <li>Administrator</li> <l< th=""><th>110112</th><th></th><th>•</th><th>_</th></l<></ul>	110112		•	_
Attorney - \$4,099.00  Attorney - \$4,099.00  2. Need proof of service of the Notice of Hearing on Cynthia Arroyo pursuant to California Rule of Court 7.704(b).  3. Need allowance or rejection of Creditor's Claim of Employment Development Department in the amount of \$444,816.51 filed on 1/8/2007. California Rules of Court 7.401.  4. This waiver of account does not include information required by California Rules of Court 7.550  Conf. Screen  Vileters 6/15/04  Duffies/Supp Objections Video Receipt CI Report  Order  Aff. Posting Status Rpt UCCJEA Citation  Attorney - \$4,099.00  2. Need proof of service of the Notice of Hearing on Cynthia Arroyo pursuant to California Rules of Court 7.704(b).  3. Need allowance or rejection of Creditor's Claim of Employment Department in the amount of \$444,816.51 filed on 1/8/2007. California Rules of Court 7.401.  4. This waiver of account does not include information required by California Rules of Court 7.550  (1) Creditor's claims (2) Sales purchases, or exchanges of assets (3) Changes in the form of assets (9) Calculation of fees or commissions as described in rule 7.705.  5. Need culculation of Attorney fees. California Rules of Court 7.705.  6. Need current status of all inventoried items. Local Rule 7.13.  7. Order does not comply with Local Rule 7.6.1.  Reviewed by: KT Reviewed on: 12/6/12 Updates: Recommendation:	√ Verified	Administrator -	waives	of record in this case. Pursuant to §10814 Attorney Arroyo would be entitled to a
3. Need allowance or rejection of Creditor's Claim of Employment Development Department in the amount of \$444,816.51 filled on 1/8/2007. California Rules of Court 7.401.  Sp.Ntc.  Pers.Serv.  Conf. Screen  ✓ Letters 6/15/04  Duties/Supp  Objections  Video Receipt  C1 Report  ✓ Order  Aff. Posting  Aff. Posting  Status Rpt  UCCJEA  Claim of Employment Development Development Department in the amount of \$444,816.51 filled on 1/8/2007. California Rules of Court 7.401.  4. This waiver of account does not include information required by California Rules of Court 7.500 (1) Creditor's claims (2) Sales purchases, or exchanges of assets (3) Changes in the form of assets (9) Calculation of fees or commissions as described in rule 7.705.  5. Need calculation of Attorney fees. California Rules of Court 7.705. 6. Need current status of all inventoried items. Local Rule 7.13. 7. Order does not comply with Local Rule 7.6.1.  Reviewed by: KT Reviewed on: 12/6/12 Updates: Recommendation:	✓ PTC	Attorney -	\$4,099.00	Need proof of service of the Notice of Hearing on Cynthia Arroyo pursuant to
## Aff. Posting  Fers. Serv.  California Rules of Account does not include information required by California Rules of Court 7.550  (1) Creditor's claims  (2) Sales purchases, or exchanges of assets  (3) Changes in the form of assets  (9) Calculation of fees or commissions as described in rule 7.705.  5. Need calculation of Attorney fees.  California Rules of Court 7.705.  6. Need current status of all inventoried items. Local Rule 7.13.  7. Order does not comply with Local Rule 7.6.1.  Reviewed by: KT  Reviewed on: 12/6/12  Updates:  Recommendation:	<u> </u>	-		3. Need allowance or rejection of Creditor's
Sp.Ntc.  Pers.Serv.  Conf. Screen  ✓ Letters 6/15/04  Duties/Supp  Objections  Video Receipt  CI Report  ✓ Order  Aff. Posting  Aff. Posting  Status Rpt  Letters 6/15/04  Aff. Posting  Sp.Ntc.  At This waiver of account does not include information required by California Rules of Court 7.550  (1) Creditor's claims (2) Sales purchases, or exchanges of assets (3) Changes in the form of assets (9) Calculation of fees or commissions as described in rule 7.705.  Need calculation of Attorney fees. California Rules of Court 7.705.  Need current status of all inventoried items. Local Rule 7.6.1.  Reviewed by: KT  Reviewed on: 12/6/12  Updates: Recommendation:	<u> </u>			filed on 1/8/2007. California Rules of Court
Cohi. Screen   (1) Creditor's claims   (2) Sales purchases, or exchanges of assets   (3) Changes in the form of assets   (9) Calculation of fees or commissions as described in rule 7.705.   CI Report   (7) P202   (1) Order   (1) Creditor's claims   (2) Sales purchases, or exchanges of assets   (3) Changes in the form of assets   (9) Calculation of fees or commissions as described in rule 7.705.   (7) Calculation of Attorney fees.   California Rules of Court 7.705.   (8) Need current status of all inventoried items. Local Rule 7.13.   (9) Creditor's claims   (1) Creditor's claims   (2) Sales purchases, or exchanges of assets   (9) Calculation of Assets   (9) Calculation of Assets   (9) Calculation of Attorney fees.   California Rules of Court 7.705.   (9) Calculation of Attorney fees.   California Rules of Court 7.705.   (9) Calculation of Attorney fees.   California Rules of Court 7.705.   (9) Calculation of Attorney fees.   California Rules of Court 7.705.   (9) Calculation of Attorney fees.   California Rules of Court 7.705.   (9) Calculation of Attorney fees.   California Rules of Court 7.705.   (9) Calculation of Attorney fees.   California Rules of Court 7.705.   (9) Calculation of Attorney fees.   California Rules of Court 7.705.   (9) Calculation of Attorney fees.   California Rules of Court 7.705.   (9) Calculation of Attorney fees.   California Rules of Court 7.705.   (9) Calculation of Attorney fees.   Calculation of Attorney fees.   (9) Calculation of Attorney fees.	Sp.Ntc.	=		This waiver of account does not include information required by California Rules of
Objections  Video Receipt  CI Report  √ 9202  √ Order  Aff. Posting  Aff. Posting  Reviewed by: KT  Status Rpt  UCCJEA  Citation  (3) Changes in the form of assets (9) Calculation of fees or commissions as described in rule 7.705.  (9) Calculation of Attorney fees.  California Rules of Court 7.705.  Need current status of all inventoried items. Local Rule 7.13.  7. Order does not comply with Local Rule 7.6.1.  Reviewed by: KT  Reviewed on: 12/6/12  Updates:  Recommendation:	✓ <b>Letters</b> 6/15/04			(1) Creditor's claims (2) Sales purchases, or exchanges of
CI Report       5. Need calculation of Attorney fees.         ✓ 9202       California Rules of Court 7.705.         6. Need current status of all inventoried items. Local Rule 7.13.         7. Order does not comply with Local Rule 7.6.1.         Reviewed by: KT         Status Rpt       Reviewed on: 12/6/12         UCCJEA       Updates:         Citation       Recommendation:	Objections	-		(3) Changes in the form of assets (9) Calculation of fees or commissions as
items. Local Rule 7.13. 7. Order does not comply with Local Rule 7.6.1.  Aff. Posting  Reviewed by: KT  Reviewed on: 12/6/12  UCCJEA  UCCJEA  Updates:  Recommendation:				<ol><li>Need calculation of Attorney fees. California Rules of Court 7.705.</li></ol>
Status Rpt  UCCJEA  Uigdates:  Citation  Reviewed on: 12/6/12  Updates:  Recommendation:	√ Order			items. Local Rule 7.13. 7. Order does not comply with Local Rule
UCCJEA Updates: Citation Recommendation:		_		
Citation Recommendation:		_		
	<del></del>			
<u> </u>	✓ FTB Notice	=		File 2 - Canales

Schoenlein, Derek L. (Pro Per – Executor – Petitioner)

Petition for Final Distribution on Waiver of Accounting

DO	D: 10-5-09		<b>DEREK SCHOENLEIN</b> , Executor with Full IAEA without bond, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
			Accounting is waived.	Note: Examiner has interlineated the order to reflect distribution of cash in
	Aff.Sub.Wit.		I&A: \$289,732.91	the amount of \$21,312.40 to Derek and Debbie in accordance with
<b>&gt;</b>	Verified Inventory		POH: \$274,259.66 (real property in Fresno, real property interest in Madera, personal	Local Rule 7.6.1.A. (Monetary distributions must be stated in dollars.)
>	PTC Not.Cred.		property including stock, vehicle, cash in the amount of \$44,624.81.	
→ →	Notice of Hrg	,	Executor (Statutory): Waived	
	Aff.Mail Aff.Pub.	w/o	Closing: \$2,000.00	
	Sp.Ntc. Pers.Serv.		Distribution pursuant to Decedent's will and	
~	Conf. Screen Letters	10-31-11	Probate Code §11801 (deceased	
	Duties/Supp		distributee):	
	Objections		Estate of Robert Schoenlein (Marilyn	
	Video Receipt		Schoenlein as personal representative): A 75% interest in Decedent's 50% interest in	
_	CI Report 9202		certain real property in Madera, CA	
~	Order		<b>Derek Schoenlein:</b> A 12½% interest in Decedent's 50% interest in certain real	
	Aff. Posting Status Rpt		property in Madera, CA, plus an undivided	Reviewed by: skc Reviewed on: 12-6-12
	UCCJEA Citation		50% interest in the residue to of the estate including real property in Fresno, stock,	Updates: 12-10-12
~	FTB Notice		vehicle, personal property, and cash.	Recommendation: SUBMITTED  File 3 - Schoenlein
			Debbie Schoenlein: A 12½% interest in Decedent's 50% interest in certain real property in Madera, CA, plus an undivided 50% interest in the residue to of the estate including real property in Fresno, stock, vehicle, personal property, and cash.	

## Atty Istanboulian, Flora, sole practitioner (for Petitioner Diane R. Sirabian, Administrator)

(1) First and Final Account (2) Petition for Its Settlement, for Allowance of Compensation to Administrator and Attorney for Ordinary and Extraordinary Services, for Reimbursement of Costs Advanced, and for (3) Final Distribution (Prob. C. 1060 et seq, 10800, 10810, 10830, 10831, 10900 12201, Fresno County

DC	D: 6/3/2011	<b>DIANE ROSE SIRABIAN</b> , niece and Administrator, is Petitioner.	NEEDS/PROBLEMS/
		Account period: 6/3/2011 - 11/2/2012	COMMENTS:
		Accounting - \$330,277.46	<b>Note:</b> File contains
		Beginning POH - <b>\$248,913.09</b>	three proposed
Co	nt. from	Ending POH - \$173,635.17 (all cash)	orders for the
	Aff.Sub.Wit.	Administrator - <b>\$9,308.35</b>	Court's
<b>√</b>	Verified	(statutory)	consideration as
✓	Inventory	Administrator XO - \$1,000.00	follows:
✓	PTC	(for sale of real property on Kavanagh per Local Rule)	Order Settling     First and Final
<b>√</b>	Not.Cred.	Attorney - \$9,308.35	Account, etc.;
<b>√</b>	Notice of Hrg	(statutory)	2. Order to
<b>√</b>		Attorney XO - \$1,000.00	Deposit Money
	Aff.Pub.	(for petition to determine title to real property on Holland, per	into Blocked
	Sp.Ntc.	Declaration in Attachment C)	Account for
	Pers.Serv.	Costs - <b>\$335.90</b>	JOHN LUC MANOU, minor
	Conf. Screen	(for minor property repairs, credit check fee on renter, recording	son;
	<b>Letters</b> 092111	fees)	3. Order to
	Duties/Supp	Closing - \$10,000.00	Deposit Money
	Objections	(for accountant's fees for preparation of final fiduciary income tax	into Blocked
	Video	returns, miscellaneous closing expenses, and any additional	Account for MARIE CLAIRE
	Receipt	liabilities)  Distribution pursuant to intestate succession is to:	MANOU, minor
	CI Report	GALINA MANOU – \$41,105.21 cash (distribution amount)	daughter.
<b>√</b>	9202	accounts for deduction of \$6,455.65 due from Galina Manou,	Ü
<b>√</b>	Order	spouse, for overpayment of rental income from property on	
	Aff. Posting	Holland (\$3,850.06), 90% of Holland expenses (\$1,728.09), and	Reviewed by: LEG
	Status Rpt	50% of joint personal income tax return preparation fees (\$877.50);	Reviewed on:
<b> </b>	HOOFA	• <b>JOHN LUC MANOU</b> – <b>\$15,853.62 cash</b> , to be deposited into a	12/7/12
	UCCJEA	blocked account for the minor with no withdrawals without	Updates:
	Citation	court approval until age 18;	Recommendation: SUBMITTED
✓	FTB Notice	MARIE CLAIRE MANOU – \$15,853.62 cash, to be deposited into	File 4 - Manou
		a blocked account for the minor with no withdrawals without	
		court approval until age 18;  • JAMES MANOU – \$15,853.62 cash;	
		<ul> <li>FRIC MANOU - \$15,853.62 cash;</li> </ul>	
		PATRICK MANOU – \$15,853.62 cash;	
		• TANIA MANOU – \$15,853.62 cash.	

Sanoian, Joanne (for Conservator Katina Sapien Lozano Pauley)

Probate Status Hearing Re: Failure to File a First Account or Petition for Final Distribution (Prob. C. 12200 et seq)

Ag	e: 80 years	KATINA SAPIEN LOZANO PAULEY was appointed as conservator of the person	NEEDS/PROBLEMS/COMMENTS:
		and estate with bond of \$60,000.00 on	
		10/28/11.	
			Need first account or current written
Со	nt. from	Letters issued on 10/28/11.	status report pursuant to Local Rule 7.5.
	Aff.Sub.Wit.		
	Verified	Inventory and appraisal was filed on	
	Inventory	= 2/8/12 showing the estate valued at	
	PTC	\$37,268.63	
	Not.Cred.	Notice of Status Hearing filed on	
	Notice of	10/31/12 was mailed to the attorney,	
	Hrg	Joanne Sanoian on 10/31/2011.	
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf.		
	Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video		
	Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		Reviewed by: KT
	Status Rpt		Reviewed on: 12/6/12
	UCCJEA		Updates:
	Citation	_	Recommendation:
<u> </u>	FTB Notice		File 5 - Lozano

Buettner, Michael M (for Petitioner/Executor Jeffrey Vincent Shutt, Sr.)

Petition for Final Distribution on Waiver of Account [Prob. C. 11640]

DOD: 5/7/09			<b>JEFFREY VIN</b> petitioner.	NCENT S	<b>HUΠ, SR.,</b> Executor, is	NEEDS/PROBLEMS/COMMENTS:
			Accounting	g is waiv	ved.	
Cont. from Aff.Sub.Wit.		1 & A		\$81,767.62		
✓	Verified		РОН	-	\$82,136.62	
✓	Inventory		Executor	-	not addressed	
✓	PTC		Attorney	-	not addressed	
✓	Not.Cred.		م بالماد الماد		milio Dogodonijo Willio	
✓	Notice of Hrg		bistribution,	, pursua	int to Decedent's Will, is	
✓	Aff.Mail	W/				
	Aff.Pub.		Jeffrey Vincent Shutt, Sr., as Trustee of the Jennifer B. Harris Living Trust of 1993 -			
	Sp.Ntc.		\$82,136.36		III G 11031 OI 1773 -	
	Pers.Serv.  Conf. Screen		•			
1	Letters 10/31,	/11				
	Duties/Supp					
	Objections					
	Video Receipt					
<b>√</b>	CI Report 9202					
<b>√</b>	Order					
	Aff. Posting					Reviewed by: KT
	Status Rpt					Reviewed on: 12/6/12
	UCCJEA					Updates:
	Citation ETP Notice					Recommendation: SUBMITTED File 6 - Harris
✓	FTB Notice					rile o - narris

# Silas Timothy Greene (GUARD/P) Case No. 12CEPR004 Walters, Jennifer L. (for Larry Johnson & Libby Johnson – Maternal Grandparents – Petitioners)

7

Case No. 12CEPR00435

Atty Elder, Michael L. (for Emily McKay Greene – Mother – Objector)

Petition for Appointment of Guardian of the Person (Prob. C. 1510) Attý

Age: 4	TEMPORARY DISMISSED PER COURT TRIAL MINUTE ORDER 10-25-12	NEEDS/PROBLEMS/COMMENTS:
	<b>LARRY and LIBBY JOHNSON</b> , Maternal Grandparents, are Petitioners.	Examiner notes that:
Aff.Sub.Wit.	Father: TREVOR J. GREENE	<ul> <li>Pursuant to Court Trial Minute</li> <li>Order 10-25-12, the parties agree</li> </ul>
Verified	Mother: EMILY MCKAY GREENE	to dismiss the temporary
Inventory	Paternal grandfather: Edwin Greene	guardianship and return the child to his mother.
PTC	Paternal grandmother: Sandra Greene	
Not.Cred.	Petitioners state the mother and the child have	<ul> <li>The parties also agreed to participate in mediation.</li> </ul>
Notice of Hrg	resided primarily with Petitioners since Silas was born.	panicipale in medianon.
Aff.Mail	There were brief periods of time in which the mother and Silas resided elsewhere, but for the most part Silas	The Court ordered visitation to the
Aff.Pub. Sp.Ntc.	has lived with and been cared for by Petitioners.	maternal grandparents as set forth on the record.
Pers.Serv.	Petitioners describe numerous incidents involving	
Conf. Screen	alcohol and state the mother would frequently leave Silas alone. She moved back in with Petitioners in	<ul> <li>Atty Walters was directed to reduce the agreement to writing.</li> </ul>
Letters	June 2011 and Petitioners hired a professional	(As of 12-7-12, Nothing has been
Duties/Supp	interventionist. During the intervention, the mother	submitted.)
Objections	admitted to a significant history of blackouts and	
Video	admitted that she was an alcoholic and needed help. She stopped drinking for the next few weeks up	<ul> <li>This petition for guardianship was continued to 12-13-12.</li> </ul>
Receipt CI Report	until Trevor, the father, returned from deployment in	
9202	Aug. 2011. Trevor was openly undermining Emily's	As of 12-7-12, nothing further has
Order	sobriety. Emily relapsed during that time. They tried to	<u>been filed</u> .
	live in Tennessee for a brief time, and an incident	Examiner has been informed that
	resulted in Emily being incarcerated overnight for assault. Emily then returned to Petitioners home in	the mediation appointment has
	Nov. 2011. Since then, Emily does not participated in	been continued to 2-21-13.
Aff. Posting	Silas' activities, missed Open House at preschool	Reviewed by: skc
Status Rpt	despite reminders. Petitioner Libby took the initiative to enroll Silas in preschool. It would be detrimental for	Reviewed on: 12-7-12
UCCJEA	Silas to be in either parents' custody for several	Updates:
Citation	reasons and Petitioners' home has been Silas' safe	Recommendation:
FTB Notice	and secure environment for nearly his entire life.	File 7 - Greene
	Mother filed Objection to Temporary Petition filed 5-	
	23-12; Motion to Terminate Temporary Guardianship	
	<b>filed 8-15-12.</b> [Examiner has not summarized objections here as	
	they were specific to the temporary guardianship,	
	which has been dismissed.]	
	Court Investigator Dina Calvillo filed reports on 6-7-12, 10-10-12, and 10-24-12. DSS Social Worker Jennifer Cooper filed a report on 7-20-12.	

Atty Barrientos, Isabel (Pro Per – Daughter – Petitioner)

Walters, Jennifer L. (Court-appointed for Conservatee)

Petition for Appointment of Probate Conservator of the Person and Estate

(Prob. C. 1820, 1821, 2680-2682)

۸۵	Age: 68						
79	e. 00						
<u></u>	mt from 000/10						
	Cont. from 090612, 101812, 111512						
	Aff.Sub.Wit.						
~	Verified						
	Inventory						
	PTC						
	Not.Cred.						
	Notice of Hrg	Χ					
	Aff.Mail	Χ					
	Aff.Pub.						
	Sp.Ntc.						
	Pers.Serv.	Χ					
>	Conf. Screen						
~	Letters						
>	Duties/Supp						
	Objections						
	Video	Χ					
	Receipt						
~	CI Report						
	9202						
•	Order						
	Aff. Posting						
	Status Rpt						
	UCCJEA						
-	Citation	Χ					
	FTB Notice						

Atty

## **TEMPORARY EXPIRED 11-15-12 (NOT EXTENDED)**

**ISABEL BARRIENTOS**, daughter, is Petitioner and requests appointment as Conservator of the Person and Estate with medical consent and dementia medication and placement powers. [Note: Per Minute Order 10-12-12, Estate request is dismissed.]

#### **VOTING RIGHTS NOT AFFECTED**

**Need Capacity Declaration.** 

Petitioner states: Petition is blank. No facts are provided.

## Court Investigator Charlotte Bien filed a report on 8-27-12.

The report states Mr. Barrientos and his wife have six adult children including Petitioner. Mr. Barrientos and his wife separated in May 2012 and Mrs. Barrientos reportedly resides with another daughter. Mr. Barrientos was living independently in the couple's mobile home in Madera, but suffered a stroke requiring hospitalization. Petitioner stated that her father was calling 911 regularly (six times per month) but would leave the hospital against medical advice.

On 7-22-12, Mr. Barrientos was hospitalized and then released to a skilled nursing facility. He reportedly agrees with the conservatorship hoped to return home by the end of August. Both Petitioner and Mr. Barrientos' wife Guadalupe have attended care conferences at the facility, and staff stated that Petitioner appears to be a good advocate for her father and is making necessary plans to care for him once he is released. All family members reportedly agree with the petition.

A doctor's statement attached to Petitioner's information does indicate a diagnosis of dementia and indicates that Mr. Barrientos is unable to provide for his own personal needs or manage his own financial resources.

The Court Investigator states that it appears conservatorship of the person and estate is necessary with medical consent and dementia powers.

**NEEDS/PROBLEMS/COMMENTS:** 

Court Investigator advised rights on 8-21-12.

<u>Continued from 9-6-12, 10-18-12, 11-15-12. As of 12-6-12, nothing further has been filed.</u>

Note: The temp order also authorized Petitioner to move the Conservatee's residence to reside with Petitioner.

Note: Examiner notes that the Petitioner also checked boxes for additional powers under Probate Code §§ 2590, 2351-2358, limited conservatorship, and dementia powers.

Minute Order 10-12-12: The Petitioner informs the Court that Ricardo Barrientos is back in a convalescent home. The Court dismisses the Petition for Appointment of Conservator of the Estate finding that the Petitioner's desire not to go forward with that petition is a request for dismissal. The Court continues the Petition for Appointment of Conservator of the Person to 11/15/12. The temporary is extended to 11/15/12.

<u>Minute Order 11-15-12</u>: Counsel informs the Court that she will try to contact Isabel Barrientos to see what the status is.

Note: Nothing further has been filed. There are still extensive deficiencies. See Page 2.

#### SEE PAGE 2

3=17 (3==
Reviewed by: skc
<b>Reviewed on:</b> 12-6-12
Updates:
Recommendation:
File 8 - Barrientos

## 8 Ricardo Garza Barrientos (CONS/PE)

Case No. 12CEPR00670

#### **NEEDS/PROBLEMS/COMMENTS:**

1. Need Capacity Declaration (GC-335) with Dementia Attachment (GC-335A) for consideration of medical consent and dementia medication and placement powers.

Note: Petitioner attached a physician's statement to her Confidential Supplemental Information form; however, the Capacity Declaration is a mandatory Judicial Council form that is necessary for the Court to make the findings required to grant medical consent and dementia powers.

See GC-335.

- 2. Need Citation (GC-322).
- 3. Need proof of personal service of Citation with a copy of the Petition at least 15 days prior to the hearing pursuant to Probate Code §1824 on Mr. Barrientos.
- 4. Need Notice of Hearing (Form GC-020).
- 5. Need proof of service of Notice of Hearing at least 15 days prior to the hearing on all relatives pursuant to Probate Code §1822.

<u>Note</u>: Petitioner does not list relatives on the Petition; however, the Court Investigator's Report indicates the following relatives:

- Guadalupe Barrientos (Spouse)
- Diana Gamez (Daughter)
- Alice Ayala (Daughter)
- Demetrio Barrientos (Son)
- Sylvia (Daughter)
- Cindy (Daughter)
- 6. Need Video Receipt (Local Rule 7.15.8.)

<u>Note</u>: Due to the above issues, continuance for compliance may be necessary. Examiner has retained the Order and will prepare accordingly if/when granted.

## Chester H. Sohm & Thelma M. Sohm (Trust)

Case No. 12CEPR00855

Atty Atty Wright, Judith A (for Petitioner Thelma M. Sohm and Keith Donald Sohm) Wright, Janet (court appointed as Guardian Ad Litem for Tiffany Sohm)

Petition to Determine Construction of the Trust and to Instruct the Trustee as to the Administration of the Trust [Prob. C. 17200(b)(3)(6)]

THELMA M. SOHM and KEITH DONALD SOHM, Co-**NEEDS/PROBLEMS/COMMENTS:** Trustees, are petitioners. Petitioners allege: On 6/21/1991 Chester H. Sohm and Thelma M. Cont. from 111512 Sohm executed the Chester H. Sohm and Thelma Aff.Sub.Wit. M. Sohm Trust of 1991. Verified On 4/20/1999, Chester H. Sohm and Thelma M. Inventory Sohm in their capacities as Trustors/Trustees PTC executed the First Amendment to the Trust. Not.Cred. On February 6, 2008, Chester H. Sohm and Thelma Notice of Hrg M. Sohm in their capacities as Trustors/Trustees executed the "Amendment" to the Trust. W/ Aff.Mail Chester died on 4/22/2012. Pursuant to the terms of Aff.Pub. the Trust upon the death of Chester, Keith Donald Sp.Ntc. Sohm was nominated and agreed to serve as co-Pers.Serv. Trustee. Conf. Screen The issues before the court is the validity of the Letters document executed on February 6, 2008. **Duties/Supp** Petitioners state: **Objections** Video The 4/20/1999 First Amendment to the Trust added Receipt a definition of disability and changed the character of the Trust from a joint revocable trust **CI Report** (all assets of the trust passing to the control of the 9202 surviving spouse) to a mandatory division of assets Order between a Bypass Trust and Survivor's Trust Reviewed by: KT Aff. Posting following the death of the first Trustor. The primary beneficiaries of the trust estate following Thelma M. Reviewed on: 12/6/12 Status Rpt Sohm's death were not changed. Each child is to **UCCJEA Updates:** receive free of trust an equal share of the estate. Citation **Recommendation:** The only modification was to the contingent File 9 - Sohm FTB Notice beneficiaries for Keith D. Sohm. Instead of limiting the distribution to his only biological child, Tiffany Sohm, it includes a share for his step-children, Kevin O'Neal and Kay O'Neal. Please see additional page

## 9 Chester H. Sohm & Thelma M. Sohm (Trust)

Case No. 12CEPR00855

On February 6, 2008, Petitioner and Chester H. Sohm executed The Amendment to the Chester H. Sohm and Thelma M. Sohm Trust of 1991. It recites a change in address, and a sale of real property located in Prather, CA. It also purports to amend the trust back to the original form as executed on 6/26/1991.

Petitioner, as original Settlor, has first-hand knowledge of the Trustor's joint intent.

To the best recollection of the Petitioner, Thelma M. Sohm, the Amendment dated 2/6/008 was drafted and signed at the Clovis Senior Center. Said Amendment was created solely by Chester H. Sohm, who had been showing signs of cognitive impairment for a number of years. By 2000 Chester was having difficulty making decisions and was acting out in an angry and resentful fashion in 2008, the year of the purported "Amendment." Petitioner, Thelma H. Sohm, declares that the only reason she signed the Amendment was because she was embarrassed and her husband was making a "scene." Attached to the Petition is a "Patient Summary Report" prepared by the University of California, San Francisco staff dated 2/24/2011, where they concluded Chester H. Sohm had dementia.

Petitioner requests instructions from the Court to disregard the "Amendment" dated 2/6/2008, as Chester H. Sohm, Trustor/Trustee lacked the capacity to amend his Trust, and to administer the Trust pursuant to the First Amendment dated April 20, 1999.

## Wherefore, Petitioners pray for an Order of this Court:

- 1. Instructing Petitioners to administer the Trust pursuant to the Terms of the First Amendment to the Chester H. Sohm and Thelma M. Sohm Trust of 1991. Said amendment is dated April 20, 1999.
- 2. To disregard the Amendments to the Chester H. Sohm and Thelma M. Sohm Trust of 1991, dated February 6, 2008.

10 Rachael Lynn Bingham-Mathia (GUARD/P)

Case No. 12CEPR00908

Atty Lopez, Amy L (for Petitioner Amanda Joy Mathia)

Atty Hopper, Cindy J (for Rebecca Jones and Chad Jones, maternal grandparents)

Atty Kharazi, H. Ty (for Thomas Bingham-Mathia, father)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

5 years  from  Aff.Sub.Wit.  /erified  nventory  PTC  Not.Cred.  Notice of Hrg		TEMPORARY EXPIRES ON 12/13/12  AMANDAJOY MATHIA, paternal great-aunt, is petitioner.  Father: THOMAS BINGHAM-MATHIA  Mother: TERESA BINGHAM-MATHIA – consents and waives notice.	<ol> <li>NEEDS/PROBLEMS/COMMENTS:</li> <li>Need Notice of Hearing.</li> <li>Need proof of personal service of the Notice of Hearing on:         <ul> <li>Thomas Bingham-Mathia (father) Note: father was served with</li> </ul> </li> </ol>
Aff.Sub.Wit. Verified  nventory PTC Not.Cred.		petitioner.  Father: THOMAS BINGHAM-MATHIA  Mother: TERESA BINGHAM-MATHIA – consents	<ol> <li>Need proof of personal service of the Notice of Hearing on:</li> <li>Thomas Bingham-Mathia (father) Note:</li> </ol>
Aff.Sub.Wit. Verified  nventory PTC Not.Cred.		Mother: TERESA BINGHAM-MATHIA – consents	a. Thomas Bingham- Mathia (father) <b>Note:</b>
Verified  nventory  PTC  Not.Cred.			Mathia (father) <b>Note:</b>
PTC Not.Cred.			a copy of the petition
- 3	Χ	Paternal grandfather: Vincent Mathia Paternal grandmother: Cathy Amero Maternal grandfather: Chad Jones Maternal grandmother: Rebecca Jones	but has not been served with the Notice of Hearing. 3. Need proof of service of
Aff.Mail	W/	Petitioner alleges: the minor has been residing	the Notice of Hearing on: a. Vincent Mathia (paternal
			grandfather)
Pers.Serv.	W/	resides in Arizona and is ordered to have supervised visits only. Father has not exercised	b. Douglas Bingham (paternal
Conf. Screen		any visitation since February 2012. For the past year, Petitioner has been primarily responsible for	grandfather) c. Cathy Amero
etters		the minor's needs and welfare. Petitioner loves the minor child and treats her as if she were her	(paternal grandmother)
Objections		own daughter. Petitioner requests the court grant the guardianship so that she has the ability to	d. Chad Jones (maternal
/ideo Receipt		Petitioner also wishes to continue to keep the	grandfather) e. Rebecca Jones
CI Report			(maternal grandfather)
7202		• • • • • • • • • • • • • • • • • • • •	Please see additional page
		grandparents, on 10/22/12. Objectors allege:	
Aff. Posting		,	Reviewed by: KT
Status Rpt			Reviewed on: 12/7/12
		, , , ,	Updates:
Citation		90araiai isi iip.	Recommendation:
IR Notice		Please see additional page	File 10- Bingham-Mathia
	onf. Screen etters uties/Supp bjections ideo eceipt I Report 202 rder ff. Posting atus Rpt CCJEA	o.Ntc. ers.Serv. W/ onf. Screen etters uties/Supp bjections ideo eceipt I Report 202 rder ff. Posting atus Rpt CCJEA itation	and unwilling to care for the minor. The father resides in Arizona and is ordered to have supervised visits only. Father has not exercised any visitation since February 2012. For the past year, Petitioner has been primarily responsible for the minor's needs and welfare. Petitioner loves the minor child and treats her as if she were her own daughter. Petitioner requests the court grant the guardianship so that she has the ability to make all legal decisions for the minor child. Petitioner also wishes to continue to keep the child loved, safe and free from harm.  Objections to Appointment of Guardian filed by Rebecca Jones and Chad Jones, maternal grandparents, on 10/22/12. Objectors allege: The statements made by the Petitioner are not accurate. The maternal grandparents request the court deny Amandajoy's request for guardianship.

## 10 Rachael Lynn Bingham-Mathia (GUARD/P) Case No. 12CEPR00908

**Thomas Bingham-Mathia's (father) Declaration in Support of Termination of Temporary Guardianship filed on** 11/21/12. Mr. Mathia states that unbeknownst to him his daughter has been living with and in the care of Petitioner for approximately 1 year. Mr. Mathia states he was completely unaware that his daughter had been living with Petitioner all this time. In fact, throughout the entire process in which Teresa [mother] and Mr. Mathia were trying to work out custody and visitation of the minor, Petitioner and Teresa have fraudulently claimed that the minor was in the care of her mother.

Mr. Mathia states the current Family Court order granted on 7/6/2011 gave Teresa sole legal and physical custody of the minor. Father was given supervised visits on the 4<sup>th</sup> weekend of each month Saturday and Sunday from 9:00 a.m. to 1:00 p.m. The visits were to occur and the club house located at the apartment of the supervisor [Amanda Joy Mathia]. In the event of controversy regarding the selection of the third party supervisor, parties shall contact an agency that provides supervised visitation. Each parent will be responsible for his or her own registration fees and/or orientation costs. All costs of said supervised visitation shall be the responsibility of the mother and the father.

Mr. Mathis alleges that the first visitation did not go will with Amanda Joy Mathia supervising. Mr. Mathia states he told the mother that he felt it was best to go through an agency. Mr. Mathia states he told the mother that he could not afford the visits on his own and that the court order stated she was to split the costs but mom refused to help. Mr. Mathia states he suggested other third party supervisors but mom refused to agree to any of them. Since February 2012 Mr. Mathia states he has only been able to have telephone communications with his daughter.

For the first few months Mr. Mathia states he had no issues taking with his daughter. At times they would video chat and times he would call the minor and they would chat for up to an hour. However, on or around May of 2012 these communications with the minor decreased.

Petitioner and Teresa [mother] would purposely plan activities with the minor during Mr. Mathia's designated call times so that the minor would not want to stay and talk to him. They would tell the minor that they were taking her swimming, to Chuck-e-Cheese, or to play with friends. As of late, the conversations last maybe one minute because the minor ants to get to the activity that the Petitioner and mom have planned for her.

Mr. Mathia states he is not a danger to his daughter as seen by his psychiatric assessment (Exhibit B). His daughter has never expressed fear nor has she ever seemed anxious when they spend time together. In fact it is the opposite, the minor wants to tell her father about her day, wants to watch movies with him, or play games together. The minor and Mr. Mathia have a good relationship despite what the Petitioner wants the court to believe.

Mr. Mathia is requesting the Court terminate the temporary guardianship and allow the Family Court to determine custody of the minor. Furthermore, Mr. Mathia alleges Petitioner has tried to extort money from him and lied to the Family Court about her involvement with the minor. Petitioner has no legal ties to the minor. Petitioner is the sister of Mr. Mathia's biological father who severed his legal relationship with Mr. Mathia when Mr. Mathia was adopted by Doualas Bingham as a child. Petitioner is not Rachel's legal aunt as she claims.

Teresa [mom] has already stated she is unable to care for the minor. Mr. Mathia states he has a stable job and lives in a loving home with his mother and step-father. Both his parents are active members of the church and are foster parents themselves. Mr. Mathia believes it is in the minor's best interest to be in a stable loving home with her father.

Please see additional page

## 10 Rachael Lynn Bingham-Mathia (GUARD/P) Case No. 12CEPR00908

Court Investigator Julie Negrete's Report filed on 11/15/12

## **NEEDS/PROBLEMS/COMMENTS (cont):**

- 4. Thomas Mathia (father) reports that the minor has Native American Ancestry. Therefore, a Notice of Child Custody Proceeding for Indian Child (Form ICWA-030), must be served together with copies of petition and all attachments, including this form (Please see Probate Code 1460.2, and CA Rules of Court 7.1015) Note: Because Petitioner is represented by an attorney it is the attorney's responsibility to have the Notice served on the appropriate parties.
- 5. Thomas Bingham Mathia states he was adopted as a child by Douglas Bingham, therefore he is the legal paternal grandfather and would be entitled to notice of this hearing see #3b above.

Atty Hicks, Julie A (for Mary Winter- Petitioner-Maternal Grandmother)

Petition for Appointment of Guardianship of the Person

Age: 5 years			TEMPORARY EXPIRES 12/13/2012	NEEDS/PROBLEMS/COMMENTS:
			MARY WINTER, maternal grandmother, is	
			petitioner.	
Со	nt. from	I	Father: GREGORY C. THARPE, personally	
	Aff.Sub.Wit.		served on 10/18/2012.	
✓	Verified		Mother: <b>SARA THARPE</b> – consents and	
	Inventory		waives notice.	
	PTC			
	Not.Cred.		Paternal grandfather: Paul Clark, served by	
✓	Notice of		mail on 10/15/2012 Paternal grandmother: Rowena Clark,	
	Hrg	,	served by mail 10/15/2012	
✓	Aff.Mail	w/	Maternal grandfather: David Winter, served	
	Aff.Pub.		by mail 10/15/2012	
	Sp.Ntc.		<b>Petitioner states</b> the child has been with the	
✓	Pers.Serv.	w/	proposed guardian for two years. Both	
1	Conf.		parents are participating in drug/alcohol	
	Screen		treatment program and are unable to care for the child. The child has started school	
✓	Letters		and the proposed guardian needs the	
✓	Duties/Supp		legal authority to address the child's	
	Objections		educational and medical needs.	
	Video		Court Investigator Jo Ann Morris' report filed	
	Receipt		12/05/2021.	
✓	CI Report			
	9202			
✓	Order			
	Aff. Posting			Reviewed by: KT / LV
	Status Rpt			Reviewed on: 12/06/2012
✓	UCCJEA			Updates:
	Citation			Recommendation:
	FTB Notice			File 11- Tharpe

Jimenez, Miguel (for Mary T. Perez – Petitioner – Paternal Grandmother)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Ag	e: 16		TEMPORARY EXPIRES 12/13/12	NEEDS/PROBLEMS/COMMENTS:
			<b>MARY T. PEREZ,</b> paternal grandmother, is petitioner.	Need proof of personal service fifteen (15) days prior to the hearing of the Notice of Hearing along with a
Co	nt. from		Father: CIRIACO EDWARD MORO	copy of the Petition for Appointment
<b>✓</b>	Aff.Sub.Wit. Verified		Mother: <b>JENNIFER CASTENEDA</b> – personally	of Guardian or consent and waiver of notice or declaration of due
	Inventory		served on 10/24/12.	diligence for:  • Ciriaco Edward Moro (Father)
	PTC		Paternal grandfather: Alberto V. Perez, Jr.	Alexis Mary Mora (Minor)
	Not.Cred.		Maternal grandfather: Dan Flores	
✓	Notice of		Maternal grandmother: Lydia "unknown"	Need proof of service fifteen (15)     days prior to the hearing of the
	Hrg		<b>Petitioner alleges</b> : the minor has been in the	Notice of Hearing along with a copy
<u> </u>	Aff.Mail	Χ	care of Petitioner since 2003. Petition states	of the Petition for Appointment of
_	Aff.Pub.		the minor is a special needs child. She is	Guardian or consent and waiver of
	Sp.Ntc.	,	autistic and requires unique and individual	notice or declaration of due
✓	Pers.Serv.	w/	attention. Petitioner states earlier this year she became ill and she asked the mother	diligence for:  • Alberto V. Perez, Jr. (Paternal
✓	Conf.		to care for the minor while she recovered.	Grandfather)
_	Screen		Petitioner alleges that last week mom	<ul> <li>Dan Flores (Maternal</li> </ul>
_	Letters	Х	insisted she take the minor back. When	Grandfather)
✓	Duties/Supp		Petitioner stated she was still recovering, mom placed the minor in In Home Care	<ul> <li>Lydia (Maternal Grandmother – last name</li> </ul>
	Objections		services in Lindsey. Petitioner is requesting	unknown)
	Video		temporary guardianship so that she can	,
_	Receipt		take the minor out of the in home care	3. Need Letters
✓	CI Report		provider.	
	9202		Court Investigator Jo Ann Morris' report filed	
✓	Order		12/06/2012.	
	Aff. Posting			Reviewed by: KT / LV
	Status Rpt			<b>Reviewed on:</b> 12/07/2012
✓	UCCJEA			Updates:
	Citation			Recommendation:
	FTB Notice			File 12 - Mora
				12

Gunner, Kevin D. (for Brett Alan Todd – Petitioner – Non Relative)

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 09/19/2012			BRETT ALAN TODD, non-relative/named	NEEDS/PROBLEMS/COMMENTS:
			executor without bond, is petitioner.	
			Full IAEA — o.k.	
Со	nt. from		FUILIAEA – O.K.	
	Aff.Sub.Wit.	s/p		
✓	Verified		Will dated: 03/08/2012	
	Inventory			
	PTC		Residence: Fresno	
	Not.Cred.		Publication: The Business Journal	
✓	Notice of Hrg		Estimated value of the Estate:	
✓	Aff.Mail	w/o	Personal property - \$150,000.00	
✓	Aff.Pub.			Note: If the petition is granted status
	Sp.Ntc.		Probate Referee: Steven Diebert	hearings will be set as follows:
	Pers.Serv.			<b>3</b>
	Conf.			• Friday, 05/10/2013 at 9:00a.m. in
	Screen			<b>Dept. 303</b> for the filing of the
✓	Letters			inventory and appraisal <u>and</u>
✓	Duties/Supp			• Friday, 012/07/2014 at 9:00a.m. in
	Objections			<b>Dept. 303</b> for the filing of the first
	Video			account and final distribution.
	Receipt			Pursuant to Local Rule 7.5 if the required
	CI Report			documents are filed 10 days prior to the
	9202			hearings on the matter the status hearing
✓	Order			will come off calendar and no appearance will be required.
	Aff. Posting			Reviewed by: KT / LV
	Status Rpt			<b>Reviewed on:</b> 12/07/2012
	UCCJEA			Updates:
	Citation			Recommendation: Submitted
	FTB Notice			File 13 - Sheely

## Probate Status Hearing Re: Filing First Account and Inventory & Appraisal

Executor with full IAEA without band on 8-29-06 and Letters Issued 8-30-06.  Inventory and appraisal was due 12-29-06.  Inventory  Pric	DO	D: 4-19-04	STEPHEN RONALD CLOUD was appointed	NEEDS/PROBLEMS/COMMENTS:
Aff. Sub. Wit.  Aff. Sub. Wit.  Verified  Aff. Sub. Wit.  Verified  Inventory  PTC  Notice of  Notice of  Aff. Pub.  Aff. Pub.  Sp.Ntc.  Conf.  Sp.Ntc.  Conf.  Declaration for Final Distribution to Sp.Ntc.  Conf.  Screen  Dutlies/Supp  Objections  Video  Curl Will realize that he has stried been addresses provided in the Court will prepare and file an inventory or otherwise proceed because the conservatorship assets have not yet been delivered to the estate. Executor hopes that he will not be sanctioned. Executor had its staff for the unusual amount of the Court's time that has been taken while he has tried to conclude the Conservatorship and this matter.  Inventory  Aff. Post.  Minute Order 11-7-12: Matter continued to 12-13-12. The Court reserves the issue of the OSC until 12-13-12.  Note: At hearing on 8-9-12, the Court set this status hearing as an Order to Show Cause for Stephen Cloud Reservations in the amount of \$1,000.00. Notice was mailed to Stephen Cloud, Jr. and Jan Perkins.  Examiner's Note: Examiner notes that the notice to Steven Cloud, Jr. may have been a clerical error, however, the addresses provided in the Court file are the same. To clarify: Steven Ronald Cloud is the Executor; Steven Cloud, Jr., is an heir.  Note: An amended accounting has been filed in the related conservatorship estate (0458379) and is set for hearing on 12-13-12 (Page 1)  Aff. Posting  Aff. Posting  Status Rpt  UCCJEA  Citation			Executor with full IAEA without bond on 8-29-	
Inventory and appraisal was due 12-29-06.  Aff. Sub. Wit.  Verified  Inventory  PTC  Inventory  PTC  Not. Cred.  Notice of Hig and Final Account that is set for hearing on 12-13-12. The Court reserves the issue of the OSC until 12-13-12.  Notice of Hig and Final Account that is set for hearing on 12-13-12. Immediately upon settling, Executor will prepare and file an Inventory and Petition for Final Distribution to close the decedent's estate.  Pers. Serv.  Conf. Screen  Declaration of Stephen Ronald Cloud in Response to Order to Show Cause filed 11-6-12 states he was not able to file an inventory and Petition for Final Distribution to close the decedent's estate.  Duffies/Supp  Objections  Video  Curry will realize that he has done all he conservatorship assets have not yet been a cleircal error; however, the addresses provided in the Court file are the same. To clarify: Steven Ronald Cloud, Jr., is an heir.  Note: An amended accounting has been fladed in the related conservatorship and its staff for the unusual amount of the Court's time that has been faled in the related conservatorship and this matter.  Inventory  PTC  Status Report filed 11-6-12 by attorney Perkins states this seate is dependent on the receipt of assets from the conservatorship asset fined his Sixth and Final Account that is set for hearing on 12-13-12. The Court set this status hearing as an Order to Show Cause for Stephen Cloud Rest this status hearing an Order to Show Cause for Stephen Cloud, Jr. and Jan Perkins.  Examiner's Note: Examiner notes that the notice to Steven Cloud, Jr. and Jan Perkins.  Examiner's Note: Examiner notes that the notice to Steven Cloud, Jr. and Jan Perkins.  Examiner's Note: Examiner notes that the notice to Steven Cloud, Jr. and Jan Perkins.  Examiner's Note: Examiner notes that the notice to Steven Cloud, Jr. and Jan Perkins.  Note: An amended accounting has been filed in the related conservatorship estate (0458379) and is set for hearing on 12-13-12 (Page 1)  Page 11-7-12 (Page 1)  Page 12-13-12 (Page 1)  No			06 and Letters Issued 8-30-06.	Note: This is the 16th status hearing
Aff. Sub. Wit.  Verified Inventory PTC Inventory PTC Not. Cred. Notice of Hrg Aff. Mail Aff. Mail Aff. Pub. Sp. Ntc. Pers. Serv. Conf. Screen Dutlies/Supp Objections Video Receipt Culterian CI Report PC Report Police of the Sub Report filed 11-6-12 by attorney Pers. Serv. Conf. Screen Conf. Screen Aff. Posting Objections Video Receipt Corder Aff. Posting Status Report filed Decourt on the receipt of assertion of the conservator has endied to 12-13-12. The Court reserves the issue of the OSC until 12-13-12. The Court reserves the issue of the OSC until 12-13-12. The Court reserves the issue of the OSC until 12-13-12. The Court set this status hearing as an Order to Show Cause for Stephen Cloud Re: failure to act as Executor and sanctions in the amount of \$1,000.00. Notice was mailed to Stephen Cloud, Jr. and Jan Perkins.  Examiner's Note: Examiner notes that the notice to Steven Cloud Jr. may have been a clerical error; however, the addresses provided in the Court file are the same. To clarify: Steven Ronald Cloud is the Executor; Steven Cloud, Jr., is an heir.  Note: An amended accounting has been filed in the related conservatorship estate (0458379) and is set for hearing on 12-13-12 (Page 1)  Wideo Receipt Order Order Order Order Order Order Order Order UCCJEA Citation			=	regarding this matter.
Aff. Sub. Wift.  Verified  Verified  Not. Cred.  Not. Cred.  Notice of Hrg Aff. Pub.  Sp. Ntc.  Conf. Screen  Duites/Supp Duites/Supp Objections  Video Receipt Order  Order  CI Report  Aff. Posting Status Rpt  Aff. Posting Status Rpt  Inventory  Perkins states this estate is dependent on the receipt of assets from the conservatorship estate. The Conservator has refiled his Sixth and Final Account that is set for hearing on 12-13-12. Immediately upon settling, Executor will prepare and file an Inventory and Petition for Final Distribution to close the decedent's estate.  Declaration of Stephen Ronald Cloud in Response to Order to Show Cause filed 11-6-12 states he was not able to file an inventory or otherwise proceed because the conservatorship assets have not yet been delivered to the estate. Executor hopes the could to act as Executor; Steven Cloud, Jr., is an heir.  Order  Citation			Inventory and appraisal was due 12-29-06.	
Verified				Minute Order 11-7-12: Matter continued
Inventory PTC Perkins states this estate is dependent on the receipt of assets from the conservatorship estate. The Conservator has reflied his Sixth and Final Account that is set for hearing on 12-13-12. Immediately upon settling, Executor will prepare and file an Inventory and Petition for Final Distribution to close the decedent's estate.  Pers.Serv.  Conf. Screen Letters Duties/Supp Objections Video Receipt CI Report  Aff. Posting Status Report filed 11-6-12 by attorney Perkins states this estate is dependent on the receipt of assets from the conservatorship estate is dependent on the receipt of assets from the conservatorship estate is dependent on the receipt of assets from the conservatorship estate file days Sixth and Final Account that is set for hearing on 12-13-12. Immediately upon settling, Executor will prepare and file an Inventory and Petition for Final Distribution to close the decedent's estate.  Declaration of Stephen Ronald Cloud in Response to Order to Show Cause filed 11-6-16 to Stephen Cloud, Jr. and Jan Perkins.  Examiner's Note: Examiner notes that the notice to Steven Cloud, Jr. may have been a clerical error; however, the addresses provided in the Court file are the same. To clarify: Steven Ronald Cloud is the Executor; Steven Cloud, Jr., is an heir.  Note: At hearing on 8-9-12, the Court as Executor and sanctions in the amount of \$1,000.00. Notice was mailed to Stephen Cloud, Jr. and Jan Perkins.  Examiner's Note: Examiner notes that the notice to Steven Cloud, Jr. may have been a clerical error; however, the addresses provided in the Court file are the same. To clarify: Steven Ronald Cloud is the Executor; Steven Cloud, Jr., is an heir.  Note: At hearing on 8-9-12, the Court as Executor and sanctions in the amount of \$1,000.00. Notice was mailed to Stephen Cloud, Jr. and Jan Perkins.  Examiner's Note: Examiner notes that the notice to Steven Cloud Jr. may have been a clerical error; however, the addresses provided in the court file are the same. To clarify: Steven Ronald Cloud is the		Aff.Sub.Wit.	First account or petition for final distribution	to 12-13-12. The Court reserves the issue
PTC		Verified	was due 8-30-07.	of the OSC until 12-13-12.
Pric Not.Cred.  Notice of Hrg and Final Account that is set for hearing on 12-13-12. Immediately upon settling.  Aff.Pub.  Sp.Ntc.  Pers.Serv.  Declaration of Stephen Ronald Cloud in Response to Order to Show Cause filed 11-6-12 states he was not able to file an inventory or of therwise proceed because the conservatorship assets have not yet been delivered to the estate. Executor hopes the Could to act as Executor and sanctions in the amount of \$1,000.00. Notice was mailed to Stephen Cloud, Jr. and Jan Perkins.  Examiner's Note: Examiner notes that the notice to Steven Cloud Jr. may have been a clerical error; however, the addresses provided in the Court file are the same. To clarify: Steven Ronald Cloud is the Executor; Steven Cloud, Jr., is an heir.  Objections  Video Receipt  Cl Report  9202  Order  Aff. Posting  Status Rpt  UCCJEA  Citation		Inventory	Status Poport filed 11 4 12 by attornov	Note: At hearing on 9.9.12 the Court set
Not.Cred.   receipt of assets from the conservatorship estate. The Conservator has refiled his Sixth and Final Account that is set for hearing on Aff.Mail 12-13-12. Immediately upon settling, Executor will prepare and file an Inventory and Petition for Final Distribution to close the decedent's estate.		PTC		
Notice of Hrg		Not.Cred.	•	_
Hrg			<b>─</b>	•
Aff.Mail  Aff.Pub.  Sp.Ntc.  Pers.Serv.  Declaration of Stephen Ronald Cloud in Response to Order to Show Cause filed 11-6-12 states he was not able to file an inventory or otherwise proceed because the conservatorship assets have not yet been delivered to the estate. Executor hopes that he could to act as Executor and hopes that he will not be sanctioned. Executor sincerely apologizes to the Court and its staff for the unusual amount of the Court's time that has been taken while he has tried to conclude the Conservatorship and this matter.  Aff. Posting  Aff. Mail  12-13-12. Immediately upon settling, Executor will prepare and file an Inventory and Petition for Final Distribution to close the decedent's estate.  Examiner's Note: Examiner notes that the notice to Steven Cloud Jr. may have been a clerical error; however, the addresses provided in the Court file are the same. To clarify: Steven Ronald Cloud is the Executor; Steven Cloud, Jr., is an heir.  Note: An amended accounting has been filed in the related conservatorship estate (0458379) and is set for hearing on 12-13-12 (Page 1)  Reviewed by: skc  Reviewed by: skc  Reviewed on: 11-2-12  Updates: 11-7-12  Recommendation:				
Aff. Pub.  Sp. Ntc.  Pers. Serv.  Conf. Screen  Letters  Dufies/Supp  Objections  Video Receipt  CI Report  P202  Order  Aff. Posting  Status Rpt  UCCJEA  Citation  Executor will prepare and file an Inventory and Petition for Final Distribution to close the decedent's estate.  Executor will prepare and file an Inventory and Petition for Final Distribution to close the decedent's estate.  Examiner's Note: Examiner notes that the notice to Steven Cloud Jr. may have been a clerical error; however, the addresses provided in the Court file are the same. To clarify: Steven Ronald Cloud is the Executor; Steven Cloud, Jr., is an heir.  Note: An amended accounting has been filed in the related conservatorship estate (0458379) and is set for hearing on 12-13-12 (Page 1)  Reviewed by: skc  Reviewed on: 11-2-12  Updates: 11-7-12  Recommendation:				• •
Sp.Ntc.   and Petition for Final Distribution to close the decedent's estate.			Executor will prepare and file an Inventory	·
Pers.Serv.  Conf. Screen  Letters  Duties/Supp  Objections  Video Receipt  CI Report  Order  Aff. Posting  Status Rpt  UCCJEA  Citation  Citation  Declaration of Stephen Ronald Cloud in Response to Order to Show Cause filed 11-6-to addresses provided in the Court file are the same. To clarify: Steven Ronald Cloud is the Executor; Steven Cloud, Jr., is an addresses provided in the Court file are the same. To clarify: Steven Ronald Cloud is the Executor; Steven Cloud, Jr., is an heir.  Note: An amended accounting has been filed in the related conservatorship estate (0458379) and is set for hearing on 12-13-12 (Page 1)  Reviewed by: skc Reviewed on: 11-2-12  Updates: 11-7-12  Recommendation:				
Conf. Screen  Response to Order to Show Cause filed 11-6- Letters  Duties/Supp  Objections  Video Receipt  Court will realize that he has done all he could to act as Executor and hopes that he will not be sanctioned. Executor sincerely apologizes to the Court and its staff for the unusual amount of the Court's time that has been taken while he has tried to conclude the Conservatorship and this matter.  Declaration of Stephen Ronald Cloud in Response to Order to Show Cause filed 11-6- addresses provided in the Court file are the same. To clarify: Steven Ronald Cloud is the Executor; Steven Cloud, <u>Jr.</u> , is an heir.  Note: An amended accounting has been filed in the related conservatorship estate (0458379) and is set for hearing on 12-13-12 (Page 1)  Reviewed by: skc Reviewed on: 11-2-12 Updates: 11-7-12 Recommendation:			decedent's estate.	
Screen			<b> </b>	
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Duties/Supp or otherwise proceed because the conservatorship assets have not yet been delivered to the estate. Executor hopes the Court will realize that he has done all he could to act as Executor and hopes that he will not be sanctioned. Executor sincerely apologizes to the Court and its staff for the unusual amount of the Court's time that has been taken while he has tried to conclude the Conservatorship and this matter.  Dotte: An amended accounting has been filed in the related conservatorship estate (0458379) and is set for hearing on 12-13-12 (Page 1)  Reviewed by: skc  Reviewed by: skc  Reviewed on: 11-2-12  Updates: 11-7-12  Recommendation:			<b>■</b>   •	
Conservatorship assets have not yet been delivered to the estate. Executor hopes the Court will realize that he has done all he could to act as Executor and hopes that he will not be sanctioned. Executor sincerely apologizes to the Court and its staff for the unusual amount of the Court's time that has been taken while he has tried to conclude the Conservatorship and this matter.    Video Receipt		Letters	<u> </u>	<u> </u>
Video   Court will realize that he has done all he could to act as Executor and hopes that he will not be sanctioned. Executor sincerely apologizes to the Court and its staff for the unusual amount of the Court's time that has been taken while he has tried to conclude the Conservatorship and this matter.   Note: An amended accounting has been filed in the related conservatorship estate (0458379) and is set for hearing on 12-13-12 (Page 1)    Note: An amended accounting has been filed in the related conservatorship estate (0458379) and is set for hearing on 12-13-12 (Page 1)    Reviewed by: skc   Reviewed on: 11-2-12   Updates: 11-7-12   Recommendation:		Duties/Supp	·	neir.
Video ReceiptCourt will realize that he has done all he could to act as Executor and hopes that he will not be sanctioned. Executor sincerely apologizes to the Court and its staff for the unusual amount of the Court's time that has been taken while he has tried to conclude the Conservatorship and this matter.been filed in the related conservatorship estate (0458379) and is set for hearing on 12-13-12 (Page 1)OrderOrderUnusual amount of the Court's time that has been taken while he has tried to conclude the Conservatorship and this matter.Reviewed by: skcUCCJEAUpdates: 11-7-12UCCJEAUpdates: 11-7-12CitationRecommendation:		Objections	· · · · · · · · · · · · · · · · · · ·	Note: An amonded accounting has
Receipt		Video	· ·	
Cl Report   will not be sanctioned. Executor sincerely apologizes to the Court and its staff for the unusual amount of the Court's time that has been taken while he has tried to conclude the Conservatorship and this matter.   12-13-12 (Page 1)		Receipt		•
9202       apologizes to the Court and its staff for the unusual amount of the Court's time that has been taken while he has tried to conclude the Conservatorship and this matter.       Reviewed by: skc         Status Rpt       UCCJEA         UCCJEA       Updates: 11-7-12         Citation       Recommendation:		CI Report	<u>'</u>	
Aff. Posting Status Rpt UCCJEA Citation  been taken while he has tried to conclude the Conservatorship and this matter.  Reviewed by: skc Reviewed on: 11-2-12 Updates: 11-7-12 Recommendation:		9202	7	
Status Rpt   the Conservatorship and this matter.   Reviewed by: 3RC     UCCJEA   Updates: 11-7-12     Citation   Recommendation:		Order		
UCCJEA Updates: 11-7-12 Citation Recommendation:		Aff. Posting		Reviewed by: skc
Citation Recommendation:		Status Rpt	tne Conservatorship and this matter.	Reviewed on: 11-2-12
		UCCJEA		<b>Updates:</b> 11-7-12
FTR Notice				
		FTB Notice		File 14 - Cloud

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Wright, Judith A. (for Frank R. Hervatine – Trustee)

Probate Status Hearing Re: Filing of the Next Account

Age:	NEEDS/PROBLEMS/COMMENTS:
DOD:	
	OFF CALENDAR
	5 <sup>™</sup> and Final Account was approved
Cont. from	on 12/01/11
Aff.Sub.Wit.	
Verified	
Inventory	
PTC	
Not.Cred.	
Notice of	
Hrg	
Aff.Mail	
Aff.Pub.	
Sp.Ntc.	
Pers.Serv.	
Conf.	
Screen	
Letters	
Duties/Supp	
Objections	
Video	
Receipt	
CI Report	
9202	
Order	
Aff. Posting	Reviewed by: JF
Status Rpt	<b>Reviewed on:</b> 12/07/12
UCCJEA	Updates:
Citation	Recommendation:
FTB Notice	File 15 - Hervatine

Garcia, Rhonda (pro per – maternal second cousin/Petitioner)

Petition for Appointment of Temporary Guardian of the Person (Prob. C. 2250)

Age: 13		GENERAL HEARING 02/04/13	NEEDS/PROBLEMS/COMMENTS:
		RHONDA GARCIA, maternal second cousin, is Petitioner.	<ol> <li>Need <i>Notice of Hearing</i>.</li> <li>Need proof of personal service at</li> </ol>
Со	nt. from Aff.Sub.Wit.	Father: <b>RALPH GALINDO, III</b> – Declaration of Due Diligence filed 12/03/12	least 5 court days before the hearing of <b>Notice of Hearing</b> with a copy of the <b>Petition for Appointment of Temporary Guardian of the Person</b> or
	Verified Inventory	Mother: <b>HEATHER GALINDO</b>	Consent & Waiver of Notice <u>or</u>
	PTC Not.Cred. Notice of Hrg ×	Paternal grandfather: RALPH GALINDO, Jr. – deceased Paternal grandmother: ELIZABETH GALINDO	Declaration of Due Diligence for: - Ralph Galindo, IV (minor) - Heather Galindo (mother) - Ralph Galindo, III (father), <i>unless</i>
	Aff.Mail Aff.Pub. Sp.Ntc. Pers.Serv. ×	Maternal grandfather: GUY TODD  Maternal grandmother: DEBBIE TODD –  deceased	diligence is found. Declaration of Due Diligence filed 12/03/12 states that his whereabouts are unknown.
✓ ✓	Conf. Screen  Letters  Duties/Supp  Objections	Petitioner alleges that the minor's mother is incarcerated at Fresno County Jail and his father is homeless and has a drug problem. The father has not contacted petitioner	
	Video Receipt	since the minor has been in her care. When the child was previously in his father's care,	
	CI Report 9202	he was often left at random people's houses with no food or clothes. Mother provided	
<b>✓</b>	Order Aff. Posting	letter to Petitioner agreeing with the temporary guardianship.	Reviewed by: JF
<b>√</b>	Status Rpt UCCJEA	<b> </b>	Reviewed on: 12/07/12 Updates:
	Citation FTB Notice		Recommendation: File 16 - Galindo

## 17 Jaden Ray Zamora (GUARD/P)

Case No. 06CEPR01079

Pro Per Gloria Dobbins (pro per - maternal great-grandmother/Guardian)

Pro Per Zamora, Jessica (pro per – mother/Petitioner)

Petition for Termination of Guardianship

Age: 8		JESSICA ZAMORA, mother, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:	
		GLORIA DOBBINS, maternal great-grandmother, was appointed as Guardian on 03/29/07. <u>(Personally served on 05/14/12)</u>	CONTINUED FROM 08/13/12 Minute Order from 08/13/12 states: The Court informs the parties that conjoint counseling needs to be set	
	nt. from 062512, 312	Father: <b>UNKNOWN</b> (DERRICK LAUGHTER per original guardianship petition)	up. The Court orders Gloria Dobbins to contact Dr. Weir and indicate to him that the Court wants mother.	
	Aff.Sub.Wit.	Paternal grandparents: UNKNOWN	Jessica Zamora, to participate in	
✓	Verified	Maternal grandmother: DECEASED	counseling with Jaden. Court	
	Inventory	Maternal grandfather: DAVID ZAMORA – served by mail on	Investigator Julie Negrete is ordered	
	PTC	05/16/12	to follow-up with Dr. Weir as to the	
	Not.Cred.	Petitioner states that she consented to her grandmother,	status of counseling. The Court orders that Jaden start school at	
✓	Notice of Hrg	Gloria Dobbins, becoming Jaden's guardianship back in 2007	Jefferson and that mother Jessica	
✓	Aff.Mail	because she was very young and not stable. She wanted	Zamora receive any and all	
	Aff.Pub.	Jaden to have a home and his own bed. Petitioner states that the guardian graciously took Jaden in and she really	information regarding grades and	
	Sp.Ntc.	appreciates the love she has shown Jaden and the home she	activitites. Visitation to continue.	
✓	Pers.Serv.	has provided him. Petitioner states that she is now stable in her own home and has 3 other children who live with her. Her	As of 12/07/12, the following needs	
	Conf. Screen	children are clean and happy. Her daughter who is in school	remain:	
	Letters	is doing very well. Petitioner states that she also went back to	1. Petitioner states that the father is	
	Duties/Supp	school and earned her high school diploma. Petitioner states	unknown; however, according	
	Objections	that her grandmother, the guardian, is now 80 years old and in recent months has become less able to care for herself and	to the original Petition for Guardianship, the father of the	
	Video	Jaden. Petitioner states that Jaden has expressed concern	minor is Derrick Laughter. Need	
	Receipt	about losing the guardian and where he will live after she passes away. Petitioner states that Jaden lives alone with the	proof of service by mail at least	
<b>✓</b>	CI Report	guardian and the responsibility he feels when she falls ill is more	15 days before the hearing of <b>Notice of Hearing</b> with a copy of	
	9202	than he should have to bear as an 8 year old. Petitioner states	the <b>Petition for Termination of</b>	
<b>\</b>	Order	that Jaden needs to transition to her home and life with her before the guardian passes away and that it would be healthier for him to enjoy a mother-son relationship with her and be with his siblings.	Guardianship or Consent and Waiver of Notice or Declaration of Due Diligence for: - Derrick Laughter (father)  Need supplemental CI report.	
	Aff. Posting	Court Investigator Julie Negrete filed a report on 06/18/12.	Reviewed by: JF	
	Status Rpt	Court Investigator Julie Negrete filed a report on 08/07/12.	Reviewed by: Jr	
	UCCJEA		Updates: 12/10/12	
	Citation	Court Investigator Julie Negrete filed a supplemental	Recommendation:	
	FTB Notice	report on 12/07/12.	File 17 - Zamora	
<u></u>			<u>                                     </u>	

Atty Lyon, Mark

Probate Status Hearing Re: Filing Receipt and Final Petition

Age:	NEEDS/PROBLEMS/COMMENTS:
DOD:	
	OFF CALENDAR
Cont. from	Order on Final Distribution filed 8-1-12
Aff.Sub.Wit.	Receipts filed 9-4-12
Verified	Order for Final Discharge filed 9-18-12
Inventory	
PTC	
Not.Cred.	
Notice of	
Hrg	
Aff.Mail	
Aff.Pub.	
Sp.Ntc.	
Pers.Serv.	
Conf.	
Screen	
Letters	
Duties/Supp	
Objections	
Video	
Receipt	
CI Report	
9202	
Order	
Aff. Posting	Reviewed by: SkC
Status Rpt	Reviewed on: 12-7-12
UCCJEA	Updates:
Citation	Recommendation:
FTB Notice	File 18 - Martin

Zambrano, Valeria B. (Pro Per – Non-relative – Petitioner)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Age: 3 months			TEMP EXPIRES 12-13-12	NEEDS/PROBLEMS/COMMENTS:
			<b>VALERIA B. ZAMBRANO</b> , father's fiancée, is Petitioner.	Minute Order 10-30-12 (Temp): The Petitioner advises the Court that the Proof of Service for mother was
<b>&gt;</b>	Aff.Sub.Wit.  Verified Inventory PTC Not.Cred. Notice of Hrg Aff.Mail	X	Father: ANTONIO MANSANALEZ - Incarcerated at Fresno County Jail  Mother: VALERIE CHAPMAN - Served re Temp Hearing only  Paternal grandfather: RAUL MANSANALEZ Paternal grandmother: MARIA ELIZONDO	filed this morning. The Petitioner further advises that the father is in custody in Fresno County. The Petitioner is informed that father needs to be served. The Court grants the petition. The temporary expires on 12/13/12. The General Hearing remains set for 12/13/12. Petition granted. Order signed before court trial. Temporary
	Aff.Pub.  Sp.Ntc.  Pers.Serv.  Conf. Screen  Letters	Χ	Maternal grandfather: UNKNOWN-DECEASED Maternal grandmother: UNKNOWN-DECEASED  Petitioner alleges CPS advised petitioner to seek	<ol> <li>extended to 12/13/12.</li> <li>Need Investigation Report and clearances.</li> <li>Need Notice of Hearing.</li> <li>Need proof of personal service of</li> </ol>
<b>&gt;</b>	Duties/Supp Objections Video Receipt DSS Report	X	guardianship of the minor because the mother tested positive for meth when she gave birth to Antonio and has three other children that were removed by CPS. Petitioner states she wants to give the child a good loving life and home and will	Notice of Hearing with a copy of the Petition at least 15 days prior to the hearing per Probate Code §1511 <u>or</u> consent and waiver of notice <u>or</u> declaration of due
<b>&gt;</b>	Clearances Order	X	soon be his stepmother as she and the father plan to be married in December 2012. She has bonded with the child since his birth and since she brought him home on 9-20-12. Petitioner attached DCFS emergency report dated 9-24-12 indicating that plan for Petitioner to seek guardianship, and a notarized letter dated 9-18-12 from the mother granting temporary guardianship to Petitioner.	diligence on:  - Antonio Mansanalez (Father)  - Valerie Chapman (Mother)  4. Need proof of service of Notice of Hearing with a copy of the Petition at least 15 days prior to the hearing per Probate Code §1511 or consent and waiver of notice or declaration of due diligence on:  - Paternal Grandfather
	Aff. Posting Status Rpt		DSS to file report, clearances.  Court Investigator: Dina Calvillo	Raul Mansanalez - Paternal Grandmother Maria Elizondo  Reviewed by: skc  Reviewed on: 12-7-12
>	UCCJEA Citation FTB Notice			Updates:  Recommendation: File 19 - Mansanalez
				10

Atty Estrada, Jeannette M. (Pro Per – Paternal Aunt – Petitioner)
Atty Estrada, Alexander D. (Pro Per – Paternal Uncle – Petitioner)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Dav	David, 6		TEMP EXPIRES 12-13-12	NEEDS/PROBLEMS/COMMENTS:	
Isaid	Isaiah, 5		<b>JEANNETTE and ALEXANDER ESTRADA</b> , paternal aunt & uncle, are Petitioners.	The proof of service on the Notice of Hearing filed 10-30-12 does not indicate that a copy of the	
	Aff.Sub.Wit.	<u> </u>	Father: <b>DAVID FERNANDO CORRALES</b> - Currently incarcerated at Avenal	Petition was served on the grandparents per Probate Code §1511. The Court may require amended service.	
~	Verified Inventory		Mother: <b>ANGELICA ALEGRIA</b> - personally served 10-23-12	difference service.	
<b>&gt;</b>	Not.Cred.  Notice of Hrg  Aff.Mail	w/o	Paternal grandfather: Camilo C. Corrlaes - Served by mail (?) Paternal grandmother: Rosa H. Molina - Served by mail (?)		
<b>→</b>	Aff.Pub.  Sp.Ntc.  Pers.Serv.  Conf. Screen	W	Maternal grandfather: Unknown Maternal grandmother: Linda Parez - Deceased		
>	Letters  Duties/Supp  Objections		Siblings: Marissa Alegria and Alexis Palomino - Served by mail (?)		
> >	Video Receipt CI Report Clearances Order		Petitioners allege the children's father is incarcerated and their mother is homeless, abuses drugs, and engages in criminal activity. Petitioners allege that the mother has not		
~	Aff. Posting Status Rpt UCCJEA Citation		enrolled the children in school and neglects their health and dental care. Petitioners further allege that the mother's boyfriend mistreats the children and is abusive to the mother in front of	Reviewed by: skc Reviewed on: 12-7-12 Updates: Recommendation:	
	FTB Notice		the children. Petitioners state that temporary guardianship is necessary to provide the children with a safe home and enroll them in school.	File 20 - Corrales	
			Court Investigator Samantha Henson filed a report on 12-6-12.		

Carson, Ramona K (Pro Per – Petitioner – Sister)

Petition to Determine Succession to Real Property (Prob. C. 13151)

DO	D: 07/28/2010	RAMONA K. CARSON, sister, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
	nt. from	40 days since DOD	Petition states that the only item of determination is Department of Veterans Affairs Benefits, the petition
	Ī	No other proceedings	does not include real property as
	Aff.Sub.Wit.		required pursuant to Probate Code
✓	Verified	■   & A - ?	§ 13151. A Petition to Determine Succession to Real Property cannot
	Inventory >	Decedent died intestate.	be used unless there is real property
	PTC		that is to pass along with the personal
	Not.Cred.		property.
<b>√</b>	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf.		
	Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video		
	Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		Reviewed by: KT / LV
	Status Rpt		<b>Reviewed on:</b> 12/07/2012
	UCCJEA		Updates:
	Citation		Recommendation:
	FTB Notice		File 21 - Carson

Galvan, Kelley Denise (Pro Per – Petitioner – Non Relative)

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

Ag	e: 6 months		GENERAL HEARING 02/05/2013	NEEDS/PROBLEMS/COMMENTS:
			<b>KELLEY DENISE GALVAN,</b> non-relative, is petitioner.	
Со	nt. from Aff.Sub.Wit.		Father: <b>JERRY LEE BRYSON</b> , Consents and Waives Notice	
<b>✓</b>	Verified Inventory		Mother: MARGARITA D. HERNANDEZ, Consents and Waives Notice	
	Not.Cred.  Notice of	N/A	Paternal Grandfather: Unknown Paternal Grandmother: Adelaida McClain	
	Aff.Mail Aff.Pub.		Maternal Grandfather: Thomas Hernandez, Deceased Maternal Grandmother: Jane Hernandez,	
	Sp.Ntc. Pers.Serv.	N/A	Consents and Waives Notice	
√ √	Conf. Screen Letters		Petitioner states: mother is incarcerated and the father has substance abuse problem, he asked that the petitioner care	
✓	Duties/Supp Objections		for the minor child. Child has been with the petitioner since the mother turned	
	Video Receipt		herself in. The child will soon need to be immunized.	
	CI Report 9202			
✓	Order			
	Aff. Posting Status Rpt			Reviewed by: LV Reviewed on: 12/07/2012
✓	UCCJEA			Updates:
	Citation FTB Notice			Recommendation: File 22- Bryson

Atty Sukhjinder, Dhaliwal (pro per – Petitioner)

Atty Kaur, Prabhjeet (pro per – Petitioner)

Petition to Establish Fact of Marriage

**NEEDS/PROBLEMS/COMMENTS: SUKHJINDER SINGH DHALIWAL and PRABHJEET KAUR**, are petitioners. 1. Petitioners do not state whether they obtained a Petitioners state: marriage license before the They were married on 06/08/05 at Guru Nanak Sikh wedding. If a license was not Cont. from Temple in San Joaquin, California. The marriage obtained prior to the Aff.Sub.Wit. was solemnized under the Sikh religious rites in the marriage ceremony, it presence of their Holy Book – the Sri Guru Granth appears that the marriage is Verified Sahib. The marriage was officiated by the reverent not valid pursuant to Family Inventory Sikh priest, Pala Sinah. The marriage was witnessed Code § 306. (Pursuant to H&S **PTC** 103450, the purpose of by friends and family. They did not register the obtaining an order Not.Cred. marriage with the civil authorities of the State of establishing fact of marriage Notice of Hrg California because they sincerely believed that the is to obtain a certificate to ceremony performed in the Sikh temple on Aff.Mail replace one which was never 06/08/05 was legally recognized as a civil marriage. reaistered or to obtain a Aff.Pub. Had they known they were required to register the certified copy of the Sp.Ntc. marriage with the State of California, they would registration when the original Pers.Serv. have done so in a timely manner. It was their records were lost or Conf. Screen destroyed. Thus, the understanding that the Sikh Temple would take procedure is designed to care of any formalities associated with marriage **Letters** cure a failure to register the registration. They were not informed or aware of Duties/Supp marriage, not the failure to anything they needed to do to register their **Objections** obtain a license.) marriage. They have been happily married since Video 06/08/05 and have two children together. 2. The Order was completed in Receipt Petitioners request that the Court find that they Blue ink; however, the form CI Report were legally married on 06/08/05. states it must be completed in Petitioners have attached a Certificate of Marriage black ink only. If it is 9202 from Guru Nanak Sikh Temple signed by Petitioners, determined that Petitioners Order did obtain a marriage license witnesses and Priest, Pala Singh, stating that they prior to their ceremony, will were married on 06/08/05. need a revised Order completed in black ink. Declaration in Support of Petition to Establish Fact of Marriage filed 12/04/12 by Raghbir Singh states: He Aff. Posting Reviewed by: JF is Prabhjeet Kaur's father and was present at the **Reviewed on:** 12/07/12 **Status Rpt** wedding on 06/08/05. **UCCJEA Updates:** Citation **Recommendation:** Declaration in Support of Petition to Establish Fact of File 23 - Dhaliwal & Kaur FTB Notice Marriage filed 12/04/12 by Natha Singh Muhar states: He is a family friend of Sukhijnder Singh Dhaliwal and was present at the wedding on 06/08/05.

Petty, Jonathon L. (for Petitioner Jane Bragg)

Petition for Appointment of Temporary Conservatorship of the Person

٨٥	o: F1 years	TEAADODA DV EVDIDES 12/12/12	NEEDS / PROBLEMS / COMMENTS:
AÇ	e: 51 years	IEMPORARY EXPIRES 12/13/12	NEEDS/FROBLEMS/COMMENTS.
	Aff.Mail Aff.Pub. Sp.Ntc. Pers.Serv. Conf. Screen Letters Duties/Supp Objections Video Receipt CI Report 9202	TEMPORARY EXPIRES 12/13/12  GENERAL HEARING 1/15/13  JANE BRAGG, mother, is petitioner and requests appointment as conservator of the person and estate without bond.  Estimated value of the Estate: Personal property - \$8,000.00  Petitioner states the proposed conservatee is in a coma and requires acute care and skilled nursing.  Petitioner requests that bond be waived given her relationship to the conservatee, her good standing in the community, and given the financial circumstances of the proposed Conservatee.	<ol> <li>Need Notice of Hearing.</li> <li>Need proof of service of the Notice of Hearing along with a copy of the Temporary Petition on:         <ul> <li>Michael David Callahan (son)</li> <li>Elias Callahan (son)</li> <li>Rebecca Callahan (sister)</li> <li>David Callahan (brother)</li> </ul> </li> <li>Need Citation</li> <li>Need proof of personal service of Citation along with a copy of the Temporary Petition on:         <ul> <li>Michael Joseph Callahan (conservatee)</li> </ul> </li> <li>Petitioner requests that no bond be required. Probate Code 2320 states except as otherwise provided by statute, every person appointed as conservator shall, before letters are issued, give a bond approved by the court. Probate Code §2321 states notwithstanding any other provision of law, the court in a conservatorship proceeding may not waive the filing of a bond or reduce the amount of bond required without a good cause determination by the court which shall include a determination by the</li> </ol>
	Aff. Posting Status Rpt UCCJEA Citation FTB Notice	<u> </u>	court that the conservatee will not suffer harm as a result of the waiver or reduction of bond.  Court Investigator Charlotte Bien to provide:  1. Court Investigator's Report 2. Advisement of Rights  Reviewed by: KT  Reviewed on: 12/10/12  Updates:  Recommendation:  File 24 - Callahan

Wright, Janet L. (for Kate A. Singh and Hubert Mitchell, Co-Conservators of the Person)

(1) Petition for Approval of Payment of Conservator's Fees and Reimbursement of Costs Advanced, for (2) Payment of Conservator's Attorney's Fees and Reimbursement of Costs Advance, and for (3) Order that Bond amount is Sufficient [Prob. C 1460, 2320, 2640(a)(2)-(3)]

			KATE A SINGH and HUBERT MITCHELL, CO-	NE	EDS/PROBLEMS/COMMENTS:
			Conservators of the Person, and <b>BRUCE D. BICKEL</b> , Conservator of the Estate, are Petitioners.	set	te: This petition was originally for hearing on 1-29-13;
			<b>Petitioners state:</b> On 3-29-12, the Court approved the sale of two pieces of commercial real property in Los	Pai	wever, pursuant to Order on Ex the Application for Order ortening Time, the hearing was
_	Aff.Sub.Wit.		Angeles that were in imminent danger of foreclosure, which would have resulted in the loss of equity to the	mo	oved to 12-13-12.
Ě	Verified		conservatorship estate. In November 2012, Petitioners	No	t <u>e</u> : I&As total \$2,134,376.08
	Inventory		met with an accountant to review the Conservatee's		luding cash and various real
	PTC		tax status in anticipation of year end, and the		d personal property.
	Not.Cred.		accountant prepared an estimate of the	١,	Miriaht 9 Jahnson rasusah
<b>*</b>	Notice of Hrg		Conservatee's tax returns. The estimate revealed that	1.	Wright & Johnson requests reimbursement of \$358.15 for
_	Aff.Mail	W	due to the depreciation of the properties in prior tax years, a significant amount of capital gains tax would		Fed Ex (overnight delivery)
	Aff.Pub.		likely be due (approx. \$225,000.00). The accountant		pursuant to the order
	Sp.Ntc.		advised that payment of attorney's fees and		shortening time for this hearing. The Court may
	Pers.Serv.		conservator's fees incurred and relating to the sale of		require clarification per Local
	Conf. Screen		the two properties would increase the properties' tax		Rule 7.17.C.
	Letters		basis as a cost of sale, with the concurrent result of a	<u>_</u> ا	Dalli an ana na arradan
	Duties/Supp		decreased amount of capital gains tax due.	2.	Petitioners request an order that bond is sufficient based
	Objections		Therefore, Petitioners request to be paid from the		on the information provided
	Video		conservatorship estate for time and services		in this petition; however,
	Receipt		performed at this time.		Petitioners state an
	CI Report				accounting will be filed by 5- 16-13. The Court may wish to
	9202		<b>Bruce D. Bickel:</b> \$11,366.00 plus costs of \$472.80		reserve this request until
	Order	Χ	(itemized declaration attached for services		accounting is filed.
			specifically related to the sale of the properties)	3.	Need order.
			<b>Wright &amp; Johnson</b> : \$5,609.50 plus costs of \$2,881.80	). 	need oldel.
	Aff. Posting		(itemized)	Re	viewed by: skc
	Status Rpt			Re	viewed on: 12-7-12
	UCCJEA		Petitioners also request an order that Mr. Bickel's bond	Up	dates:
	Citation		amount of \$966,000.00 is sufficient. Petitioners state	Re	commendation:
	FTB Notice		I&A totals \$2,134,376.08 including cash and various real and personal property. Petitioners provide	File	25 - Mitchell
			information regarding excluding proceeds from an		
			Eminent Domain Action and pension income		
			consumed by expenses.		
•	•	L. Carlotte	· ·	-	25

D. W. Ketscher Marital Trust (Trust)

Albrecht, Richard J. (of Irvine, CA, for Priscilla Ketscher – Trustee – Petitioner)

Petition for Order Dividing Trust into Two Separate Trusts [Prob. C. 17200(b)(14)]

D.W. Ketscher DOD: 3-24-93	PRISCILLA KETSCHER, Sole Surviving Trustee of THE MARITAL TRUST CREATED UNDER THE D.W. KETCHER TRUST dated 3-22-91, is Petitioner.	NEEDS/PROBLEMS/CO MMENTS:
Aff.Sub.Wit.	<b>Petitioner states:</b> Upon his death, the <b>D.W. KETCHER TRUST dated 3-22-91</b> was divided into three separate portions including the Marital Trust, which is irrevocable. Petitioner is the sole current beneficiary of the Marital Trust and upon her death, the balance is to be distributed equally between the trustor's daughters Mary Wright Basso and Caroline Ketscher Alfheim. Both consent to and waive notice of this petition.	1. Need order.
Verified Inventory PTC Not.Cred. N/A Notice of Hrg Aff.Mail Aff.Pub.	Petitioner requests the Court divide the Trust into two separate trusts (Marital Trust – A and Marital Trust – B), which would continue to be administered under the same terms and conditions as set forth in the Trust, to reduce potential federal estate taxes that may be owed at Petitioner's death and to maximize the remaining assets that will eventually pass to the beneficiaries. Marital Trust B would be non-proportionately funded with \$2,500,000.00 of assets from the Marital Trust, and Marital Trust A would be funded with the remainder.  As of Sept. 2012, the total assets of the Marital Trust are approx. \$8,051,978. The Marital Trust is a qualified terminable interest property trust ("QTIP Trust") under IRC § 2056(b)(7) which qualified for the marital deduction at the death of D.W. Ketscher and was not subject to estate taxes in his estate. However, the Marital Trust will be included in Priscilla Ketscher's estate for estate tax purposes under IRC § 2044.	
Sp.Ntc. Pers.Serv. Conf. Screen Letters Duties/Supp		
Objections  Video Receipt  CI Report  9202  Order X  Aff. Posting  Status Rpt	Petitioner states that in 2012, the federal estate and gift tax exemptions are both \$5,120,000; however, current law states that such exemptions will be reduced to \$1,000,000.00 in 2013 if the law is not changed by congress. If the Marital Trust is divided into two separate trusts, Petitioner, the current beneficiary, can make a nonqualified disclaimer of Marital Trust – B, causing the entire value of such trust to be treated as a gift to the remainder beneficiaries for tax purposes, and allow Petitioner to use a portion of her current gift tax exemption in 2012. Further, it will not be included in her estate for estate tax purposes.	Reviewed by: skc Reviewed on: 12-10-
UCCJEA Citation FTB Notice	Due to the scheduled change in the law, the estimated savings is estimated at \$875,000.00. If the division does not occur and Petitioner makes a nonqualified disclaimer of the marital trust, it would cause gift taxes to be owed on the value of the Marital Trust in excess of the remaining gift tax exemption, equaling approx. \$4,000,000.00 of taxable gifts, all of which could have been deferred by the proposed division of assets.	Updates: Recommendation: File 26 - Ketscher
	Petitioner prays for an Order that:  1. The Marital Trust created under the D.W. Ketscher Trust dated 3-22-91 be divided into two separate trusts named the "Marital Trust – A created under the D.W. Ketscher Trust dated 3-22-91" and the "Marital Trust – B created under the D.W. Ketscher Trust dated 3-22-91";	
	Marital Trust – A and Marital Trust – B shall be administered under the terms and conditions as the "Marital Trust" created under the D.W. Ketscher Trust dated 3-22-91;	
	3. Marital Trust – B shall be funded non-proportionately with assets equal to \$2,500,000.00 from the Marital Trust, and Marital Trust – A shall be funded with the remaining assets of the Marital Trust; and	
	4. For such other orders as the Court deems just and proper.	24